Sectt. II-27—80,000—4-1-52.

Home (1952) Department.

MB SERIES.

G.O. NO. ~~3014 and~~ 3016-16.

Dated 18 8-52.

[Despatch Abstract.]

MINISTER FOR EDUCATION
R 15 b
27-9-1951

From

175150
27/9/51.

The President,

The Udipi Bar Association,

Udipi, South Kanara District.

To

27 SEP 1951
HOME DEPARTMENT

The Minister for Law,

The Government of Madras,

Madras.

Sir,

We, the members of the Bar Association, Udipi, South Kanara - - District, beg to place before you the following for your kind consideration.

The South Kanara District consists of six Taluks of Coondapur, Udipi, Karkala, Mangalore, Puttur and Kasargod. The former three - - - constituting the Coondapur Division, practically form the northern half of the District, while the latter three Taluks form the Southern half of the District. The Coondapur Division comprises 323 Villages, with an area of about 1,500 sq. miles and a population of about 7 lakhs. The topography of the District is such that to go to Mangalore from the Villages of the - Coondapur Division, people have either to cross several rivers or take a circuitous and more costly route. In the rainy season, most of these - rivers are heavily flooded. Even at other times, facilities for travel are not adequate. The magnitude of the difficulties can be realised, if we only take into consideration the fact that litigants of Coondapur - - Taluk before they can approach the Appellate Courts at Mangalore, have - either to pass two Taluks of Udipi and Karkala and cross the rivers of - - Kalliyanpur, Mabukal and probably of Gangolli or to pass one Taluk of - - Udipi and four additional rivers of Udiyavar, ~~Bengal~~, Mulki, ~~and~~ Pavanje and Kollur. Litigants of Kasargod and Karkala Taluks do not experience these difficulties at all. From the south, our District is connected - with railway only upto Mangalore. In the result, even if one is able to get bus connection and to purchase bus tickets, it takes 18 hours to - - reach Mangalore from the northernmost part of the District. But, it does not take more than an hour to reach Mangalore from Kasargod by train.

3 At present there is one Munsif's Court for each Taluk excepting Hosdrug Sub-Taluk, which has got a separate Munsif's Court. The - - District Head Quarters at Mangalore, which as already pointed out, is situated within the southern half of the District, has got one Court of the District Judge and two Sub-Courts. Though one of those Sub-Courts is an additional Court and though the Government once thought that there was no need to continue the same, yet, the volume of - - - civil and criminal work of the District is such that in addition to - two Sub-Courts already working, the necessity of a third Sub-Court is also being keenly felt by the authorities concerned.

4 As two Sub-Court-s are already ~~trebled~~ located at Mangalore, the litigant public of Coondapur Division are put to great hardship - and inconvenience in the matter of conduct of their litigation for the reasons stated above. Normally, one of the two Sub-Courts should - - have been retained there for the benefit of the southern Taluks of - - Mangalore, Puttur and Kasargod and the other should have been shifted to Udipi to serve the needs of the three Taluks of the Coondapur - - - Division. So far as the proposed third Sub-Court is concerned, we feel that it should not be located at any other place except at Udipi in any event. Udipi is the second biggest Town in the District and is the - only other Municipality, besides Mangalore. Besides having a Munsif's Court, a Taluk Office, a Sub-Magistrate's Court, a special I Class - - Magistrate's Court, an Honorary First Class Bench Magistrates' Court - and a Sub-Registrar's Office, it is the Head Quarters of eight of the biggest twenty Mutts of the State and of the several big Banking and - Insurance concerns. It has a Sanskrit College, an Arts College, - - thirteen High Schools in and around it. A medical College is also - being mooted out. There are also two Government Training Schools.. Further, within a distance of three miles, there is the Malpe harbour which is considered to be the best natural harbour on the west coast and which, if developed into a major port, will give additional work to the Law Courts of Udipi.

5 As for the sufficiency of work for a Sub-Court at Udipi, -- though the present volume of work may not be considerable mainly due to want of facilities, yet, owing to the passing of the Aliyasantana Act, there will be a crop of suits which cannot be filed in Munsif's Courts on account of the high jurisdictional value and restrictions. The -- prices of immovable properties have also increased six or seven fold. Besides, as the Sub-Court is the forum for appeals under the Madras - Buildings (Lease and Rent) Control Act and for applications under the Madras Hindu (Bigamy Prevention and Divorce) Act, there will be a - - number of such appeals, executions and applications. The Sub-Court - work from Kasargod Taluk looks slightly more, because, of the train and other facilities and also because of proximity to Sub-Court. The - - Sub-Court work from Coondapur and Udipi Taluks will also increase similarly if one Sub-Court is located in Udipi. If further work is found necessary, now that the declared policy of the Government is to separate the - - - judiciary from the executive, the post of the Joint Magistrate of the - - Coondapur Division may be abolished and his original work may be entrusted to Sub-Court along with the present Sessions work. The volume of these civil and criminal work will, we are sure, be more than sufficient. The location of a Sub-Court at Udipi will not involve the Government in any - additional cost in the matter of the building, as the present Court house itself may be used for the purpose without much inconvenience. Under - - these circumstances, there will be no justification to judge the present volume of work of the Coondapur Division with that of the southern three - Taluks of Mangalore, Puttur and Kasargod, which have admittedly greater - facilities for travel such as railways and direct bus communications and which have none of the disabilities of the former and to locate the third Sub-Court also in the southern half of the District on that sole consider--ation to the prejudice of the litigant public of the Coondapur Division.

6 Further, with the conditions prevailing as at present, partition suits which are likely to be many for several years to come consequent on the passing of the Aliyasanthana Act and suits for possession of portions of sub-divisions, which in normal times will be within the jurisdiction -

of Munsifs' Courts will have to be filed in Sub-Courts. In any - case, even if the present volume of work of the Courts of the - - southern half of the District is found to be more than the volume of work of the Courts of the northern half of the District, there - is no justification for the location of all the three Sub-Courts in the southern half of the District itself.

It is therefore prayed that in the interest of the - - litigant public of the northern half of the District, the proposed 2nd Additional Sub-Court for the South Kanara District may be - - located in Udipi.

Udipi, South Kanara.)
)
Dated: 25-9-1951. -)

Yours faithfully.

President, Bar Association,
Udipi.

SD/4/10

Home Department

mdt No. 17150 courts I/51-1 dated 3-X-51

Referred to the Registrar High Court for remarks

PA 3.10.51

3/10/51 3.10.51

To
The Registrar,
High Court,
Madras.

with ~~a~~ copy of his letter dated 5-7-1951
(R.D. 1 month)

MINISTER FOR EDUCATION
R II
1 OCT 1951
GOVT. OF MADRAS

Kasaragod,
29-9-1951.

From:-

The Secretary,
Bar Association,
Kasaragod.

ASSISTANT SECRETARY TO GOVERNMENT
1-OCT-1951
LAW DEPARTMENT

To,

The Hon'ble Minister for Law,
Madras.

Sir,

I have enclosed herewith a copy of the resolution passed at a meeting of the members of the Bar Association, Kasaragod on 27-9-1951. I request that you may be pleased to consider it favourably and pass necessary orders.

Yours faithfully,

M A Krishnaiah

Secretary, Bar Association,
Kasaragod.

179375
1/10/51

Proceedings of the extra - ordinary meeting of the members of the Bar Association, Kasaragod, held on 27-9-1951.

Sri S.Lakshman Rao, Presided:

" In view of the fact that there is a proposal to establish a 2nd Additional Sub-Court for South-Kanara and because nearly 60 % of the Appeals and Suits instituted in the Sub-Courts at Mangalore are from the area within the jurisdiction of the Courtsof the District Munsifs of Kasaragod, Hosdrug and Puttur, this Association resolves to request the Hon'ble The High Court of Judicature of Madras and the Government of Madras that the proposed 2nd Additional Sub-Court may be located at Kasaragod so as to suit the Convonience of the litigant public of the area within the said jurisdictions:

Proposed by :- Sri B.S.Kakkilaya.
Seconded by :- Janab P.Ahmad.

Passed unanimously.

Sd/- S.Lakshman Rao
President.

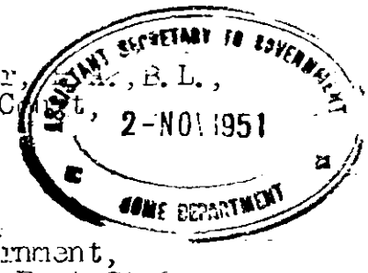
/ True copy /

Secretary, Bar Association,
Kasaragod.

R.O.C.No. 5555/51.D.2.

From

Sri S. Srinivasa Ayyar, M.A., B.L.,
Registrar, High Court,
Madras.



To

The Secretary to Government,
Home department, Fort St.George
Madras, (with enclosures).

DATED: 31--10--1951.

Sir,

Courts - Civil - South Kanara district - Appointment of:
(1) a II Additional Sub Judge at Mangalore;
(2) an Additional District Munsif at Hosdrug; and
(3) a II Additional District Munsif at Kasaragod - and
(4) continuance of the present (First) Additional Sub Judge, Mangalore beyond 31-12-'51 - Proposals.

199552
2.11.51

I am to forward for orders of Government copies of letters Dis.No. 4767/51 dated 15-8-51 and A.No. 122/51 dated 15-9-1951 from the District Judge, South Kanara on the subject cited together with enclosures and to state that the Hon'ble the Judges recommend as follows:-

(1) that a II Additional Sub Judge may be appointed to the Sub Court, Mangalore (with the usual staff of 2 lower division clerks, one stenotypist and 2 peons) from the date of appointment in the current year upto 31-12-1952;

(2) that an Additional District Munsif may be appointed to the Temporary District Munsif's Court, Hosdrug (with the usual staff of 2 lower division clerks, one stenotypist and 2 peons) for a period of one year from the date of appointment in the current year;

(3) that a II Additional District Munsif may be appointed, as a Part II Scheme proposal for 1952-53, to the District Munsif's Court, Kasaragod (with the usual staff of 2 lower division clerks, one stenotypist and 2 peons) for a period of nine months from the date on which the additional officer posted takes charge after the reopening of the court after the Summer recess, 1952; and

(4) that the present (First) additional Sub Judge, Mangalore with his staff may be continued for a further period of one year beyond the date of expiry of the present sanction viz., 31-12-1951. (Vide G.O. Ms. No. 31, Home, dated 3-1-'51).

2. If, as regards the appointment of a II Additional Sub Judge, (Proposal No. 1 above), Government are not in favour of sanctioning

the appointment in the current year due to want of provision in the budget, Their Lordships recommend that this proposal may be included in the budget for the year 1952-53 as a Part II Scheme proposal and the appointment sanctioned from the date of reopening of the court after the Summer recess, 1952 upto the date of closing of the court for the Summer recess, 1953.

3. In this connection I am to state, in reply to Home Department's memorandum No. 175150 Cts. 1/51-1 dated 3-10-51, that the proposal is for the appointment of a II Additional Sub Judge at Mangalore for clearing the arrears and not the establishment of an independent court, and that the establishment of a separate court at a different place is not feasible.

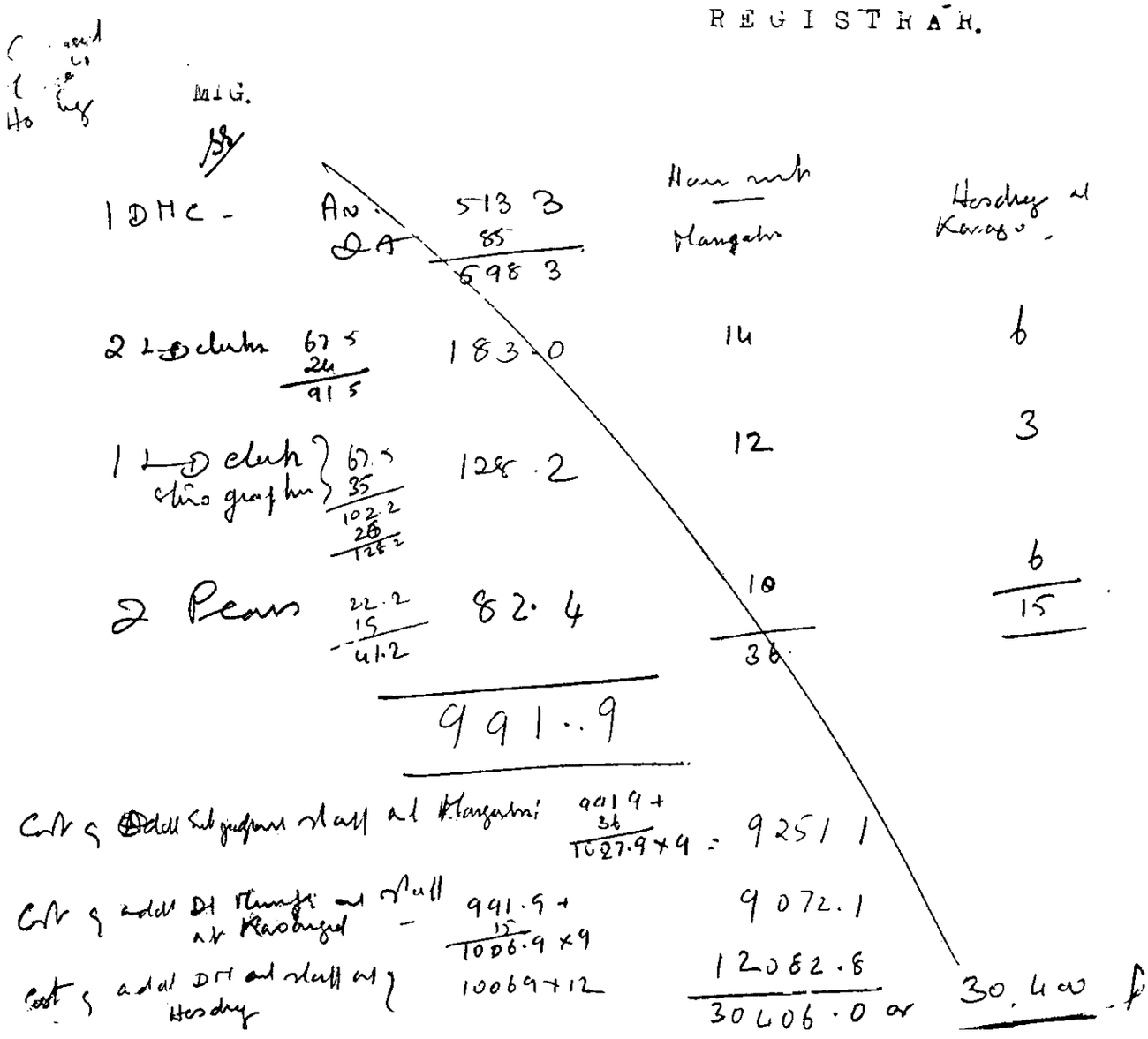
4 As regards the appointment of an Additional District Munsif at Hosdrug, I am to state that the proposal was considered by the High Court even in December, 1950 but had to be dropped then for want of suitable accommodation for housing the Additional Court. Now the District Judge states that accommodation has since been found. As the file of the Court is very heavy, and as the proposal for the appointment of an Additional Munsif had to be deferred only for want of a building, Their Lordships recommend the appointment of an Additional District Munsif now itself at Hosdrug (with the usual staff of 2 lower division clerks, one stenotypist and 2 peons) for a period of one year from the date of appointment. Further the accommodation now said to have been secured may not be available later on, if the proposal is delayed.

5 Necessary provision has been made in the budget for the continuance of the present (First) Additional Sub Judge, Mangalore and staff (proposal No.4) beyond 31-12-1951.

6. As regards the appointment of the II Additional Sub Judge, Mangalore and the Additional District Munsif, Hosdrug and their staff, extra cost involved can be met from the existing appropriation under "27 - Administration of Justice - f (b) - muffasil - Civil and Sessions Courts -", and additional appropriation will be applied for later, if necessary.

7. The District Judge has applied for an additional allotment of Rs.500/- for the purchase of furniture for the proposed Additional District Munsif's Court, Hosdrug. As there is no reserve with the High Court for sanctioning the amount applied for, I am to request that Government may be pleased to sanction an additional appropriation of Rs.500/- for the purpose under the head "27 - Administration of Justice - f - b. Muffasil Civil and Sessions Courts," Regular establishments - 5 - contingencies - furniture - voted."

REGISTRAR.



Copy of letter Dis.No. 4767/51 dated, 15-8-51 from the District Judge of South Kanara to the Registrar, High Court, Madras.

Sub: COURTS - Civil - New appointments of additional District and Sessions Judges, Sub Judges and District Munsifs- Requirements for 1952-53 - Proposals - Forwarding of.

not in file Ref: High Court R.O.C.No.4694/51.D.2 dated 23-7-1951.

With reference to the above I have the honour to report as follows:-

1. Additional District and Sessions Judges. No new Courts or appointments of additional District and Sessions Judges will be required in this District during the year 1952-53.

2. Sub Judges. Under G.O.No.5579 (Home) dated 8-4-1943 an Additional Subordinate Judge was originally sanctioned to the Sub Court, Mangalore for a period of 6 months from 15-6-1943. The term of sanction of the said post was extended from time to time and, as last extended, it is to expire on 31-12-1951. When the post of the Additional Sub Judge was first sanctioned on 15-6-1943 there were 1013 Civil appeals pending in the District Court and Sub Court together, of which 439 were pending in the District Court and 574 in the Sub Court. The number of original suits pending in the Sub Court at that time was only 93 of which 20 were over one year old.

S.P.C. 419 f G.O.Ms.No. 31 f 3.1.52

3. The statement given below shows at a glance the state of the file as regards appeals in the District Court and Sub Court and Original Suits in the Subordinate Judge's court from 1943 up to 31-7-1951.

1 Appeals.

	up to 15th June, 1943.	1943	1944	1945	1946	1947	1948	1949	1950	1951 upto 31-7-
Instituted	161	426	459	516	511	502	456	457	432	297
Disposed of:										
(1) In Dt. Court.	54	249	334	306	189	152	106	90	129	58
(2) In Sub Court.	72	394	475	448	411	366	364	395	338	122
Total	126	643	809	754	600	518	469	485	467	180

Pending at the end of the year.	1013	765	528	393	323	299	288	359	429	570
Number of old appeals pending.	871	566	287	141	49	69	54	67	188	308

II Original Suits.

	Upto 15th June 1943.	1943	1944	1945	1946	1947	1948	1949	1950	1951 up to 31-7-1951
Instituted.	41	114	109	106	173	197	173	290	342	187
Disposed of	27	92	88	125	183	183	194	214	258	133
Disposed of after full trial.	18	57	54	80	121	107	118	117	156	65
Pending at the end of the year.	93	111	144	138	135	108	159	249	359	419
Number of old suits pending.	20	20	51	44	9	16	30	30	82	144

A scrutiny of the above statement reveals that on 31-7-1951 the number of Civil appeals pending in the District Court and the Sub Court together was 570 of which 308 were more than 6 months old. The pendency of Original Suits in the Sub Court on that date was as high as 419 with as many as 144 suits more than a year old. The filing of original suits last year was the highest (342) since 1943 and this year it has already gone upto 187 on 31-7-1951. A considerable number of these suits are for partition under the Madras Aliyasanthana Act. In these cases the real trial commences only after the preliminary decree ie. after the statistical disposal of the suit. A copy of the report of the Principal Sub Judge dealing with the different aspects of the work in the Sub Court and suggesting the continuance of the Additional Sub Judge and also the appointment of a second Additional Sub Judge is enclosed. Considerable increase in the pendency of original suits is noticeable since 1944 and the heavy pendency has persisted in spite of the best efforts of the two officers to reduce the

file to the normal. Having regard to the fact that 187 suits were filed up to 31-7-1951, the institution by the end of 1951 is likely to be about 325. The Principal Sub Judge reports that the proposed enhancement of the pecuniary jurisdiction of the District Munsifs Courts may be expected to reduce the filing in the Sub Court by about 33% and even in spite of this factor the heavy pendency is not likely to come down for some more years. The state of the file therefore necessitates the extension of the term of the Additional Sub Judge to 1952-53 also, as well as the appointment of a second Additional Sub Judge for the Sub Court, Mangalore. Proposals with full facts and figures will be submitted in due course in this behalf.

3. District Munsif's Court, Hosdrug. This is a new court established in 1949 on a temporary basis and its present term expires on 28-4-1952. It began to function on 4-6-1949 and 428 suits were filed in the course of that year till 31-12-1949. The institutions in 1950 were 776 and this year upto 31-7-1951 as many as 395 suits have been filed. Besides these, 701 suits relating to villages since included within the jurisdiction of this court were transferred from the D.M.C. Kasaragod in June 1949 when this court was first established. Due to all these reasons, the pendency in this court on 1-8-1951 was 1058 and 489 out of these were more than a year old; and the District Munsif, inspite of very good efforts, has not been able to reduce the file. Having regard to the heavy institutions referred to above, there is more than ample justification for establishing a permanent D.M.C. at this place. Even otherwise the state of the file as stated above justifies the continuance of this Court during 1952-53 and also the sanction of an Additional District Munsif to this Court. Detailed proposals will be submitted in this behalf at the proper time.

4. Additional District Munsif at Kasaragod. An Additional District Munsif has been functioning in the D.M.C. Kasaragod since 16-6-1950 and the term as at present sanctioned, expires on 15-4-1952.

634 suits were filed in 1949 while in 1950 the number of suits filed was 448. In 1951, upto 31-7-1951 the number of suits filed was 279. The pendency of original suits on 31-7-1951 in this court was 593 out of which 294 were more than a year old. The state of the file in this court also would, in my opinion, justify the continuance of the Additional District Munsif in 1952-53 as well, and even the sanction of a second Additional District Munsif to that court. Definite proposals with relevant facts and figures would be submitted at the proper time.

/True copy/

SUB ASSISTANT REGISTRAR,
ADMINISTRATIVE DEPARTMENT. 31.7.51

MFG.

hs/

Copy of letter Dis.No.2032/1951 dated 8-8-1951 from the Principal Subordinate Judge, Mangalore to the District Judge of South Kanara.

Sub: Courts - Civil - Appointment of additional Sub Judge, Mangalore, - continuance - report submitted.

not wanted

Ref: High Court R.O.C.No.4694/51-D2 dated 23-7-1951 and District Court No.A.105 of 1951 dated 27-7-1951.

I am submitting herewith the statements called for in the above reference:

2. As in the last year, the pendency of original suits has risen As against 359 suits pending at the end of 1950, out of which 82 were old, the pendency on 1-8-1951 is 419 including 144 old suits. This is due to the heavy filings of last year, viz., 342, and the even higher rate of institution this year - 187 suits upto 31-7-1951. Ever since 1946, when an additional Sub Judge was first sanctioned for the court, the filings have steadily kept rising from 114 in that year to 342 last year, the highest filing so far. A considerabl proportion of the suits filed are for partition under the Madras Aliyasanthana Act, which is chiefly applicable to this district alone The final decree proceedings in these suits are often tedious and difficult with a large number of interlocutory applications filed by the numerous parties which is a common feature in such suits. Appoint ment of receivers for managing the suit properties and of commissioner for effecting partition are other common features and the total of receivers' collections and other deposits by parties incourt come to more than Rs.15 lakhs. Added to this, very often intricate questions arising in these suits can only be decided at the time of the final decree. Thus, the disposal of these suits, in the statistical sense do not diminish the work of the court in regard to them till the final decree is passed. In spite of these handicaps, the disposals in 1950 were higher than in 1949 viz. 258 including 156 after full trial, as against 214 including 121 after full trial in 1949. In the current year, the rate of disposal has been even higher viz., 163 (including 65 after full trial) upto 31-7-1951. Naturally, in these circumstance the number of old suits has risen from 82 at the end of last year to 144 on 31-7-1951.

3. Of the 342 suits filed last year, 110 were of a valuation of Rs.5000 or less and this year the number of such suits is 66 in a total institution of 187. Thus, if the jurisdiction of the District Munsiffs courts is extended under Act XVI of 1951, the filing in this court may be expected to diminish by roughly one-third. Even so, the institution will be about 230 suits a year, which will be less than the yearly disposal by some 30 suits. Thus, the present pendency will not appreciably decrease for some years.

4. Another factor requiring the continuance of the Additional Sub Judge is the pendency of appeals. As against 117 appeals pending at the end of last year, the pendency in the current year on 1-8-1951 is 364. The number of appeals transferred to this Court last year was 283 and 238 were disposed of by the end of the year. This year, the number transferred is 360 up to 1-8-1951. The disposals have been maintained more or less at the same rate as last year, viz., 122 upto 1-8-1951 as against 238 in 1950.

5. In other branches, the institutions do not show any marked tendency to exceed those of last year.

6. From the foregoing, it will be apparent that the continuance of the Additional Sub Judge is absolutely necessary. In fact another additional Officer would be needed if the pendency of Original Suits is to be reduced by any reasonable extent. As already stated, the time of the court will hereafter be occupied to a greater extent with final decree proceedings, thus slowing down disposals. I, therefore, venture to suggest that the feasibility of the appointment of a second additional Sub Judge with adequate staff or the establishment of a separate Sub Court temporarily inone of the mufassal stations should be considered.

/True copy/

SUB ASSISTANT REGISTRAR,
ADMINISTRATIVE DEPARTMENT.

MAG.

Copy of letter No.A.122/51 dated, 15-9-1951 from the District Judge of South Kanara to the Registrar, High Court, Madras.

Sub: Courts - Civil - South Kanara District - Appointment of Additional Sub Judge - continuance - Appointment of II Additional Sub-Judge, Sub Court, Mangalore - District Munsif's Court, Hosdrug - Permanent sanction of - Appointment of a Additional District Munsif - District Munsif's Court, Hosdrug - Appointment of II Additional District Munsif - District Munsif's Court, Kasaragod - Sanction of - Request for - Proposals - Submission of.

not in file Ref: High Court Proceedings R.O.P.No.3 of 1951-52 dated 20th July 1951.

With reference to the above, I have the honour to report as follows:

Sub Court, Mangalore. An Additional Subordinate Judge was sanctioned for this court under G.O.Ms.No.5579, Home Department dated, 8-4-1943 for a period of 6 months from 15-6-1943. The term was extended from time to time and the last sanction granted under G.O.Ms.No.31, Home department, dated 3-1-1951 is to expire on 31-12-1951.

2. When the Additional Sub Judge began to function in June 1943 there were 93 original suits pending in the Sub Court, of which 20 were old; and the number of civil appeals pending was 469 in the District Court and 574 in the Sub Court, making a total of 1013. The institution of original suits in the Sub Court in recent years has increased considerably. The filing of these suits was the highest last year (348) since 1943 and this year till 31-8-1951 as many as 217 original suits have been filed. The total pendency of these suits on 1-9-1951 was 433 out of which 155 were old suits. The disposals by the Sub Judges have not been low but due to abnormal increase in the institutions the pendency has shot up to 433 in spite of the best efforts of the 2 Sub Judges to bring it down. The average disposal by a single Sub Judge has been 11 suits per working month and it will take at least 13 working months for 3 Sub Judges to dispose of the present pendency alone irrespective of future institutions. The average disposal of old suits by a single Sub Judge has

12=20

been 5 per working month and it will take 10 working months for 3 Sub Judges to dispose of the old suits pending at present, irrespective of suits becoming old. The rise in pendency is noticeable since 1944 and the heavy pendency has persisted in spite of 2 Sub Judges working for the past several years and at present it has increased to such large proportions that it cannot be successfully brought down unless further relief is given to that court. A good number of the suits are suits for partition under the Madras Aliyasanthana Act combined with various other reliefs incidental to such partitions. In these cases the real trial commences only after the preliminary decree i.e., after the disposal of the suits for statistical purposes. The proposed enhancement of the pecuniary jurisdiction of the District Munsif's Courts may, no doubt, reduce the filing in the Sub Court by about 1/3; but even in spite of this factor the pendency is not likely to come down for some more years. In addition to original suits there are the civil appeals. The number of civil appeals pending in the District Court and the Sub Court together on 1-9-1951 was 632 out of which 327 were more than 6 months old. Then there is other miscellaneous work which is also considerable in the Sub Court. In the above reference the High Court has observed that the pendency of old-suits in the Sub Court was steadily rising despite the good out-turn of work and has called for proposals for an effective reduction of the pendency after examining the position at the end of August 1951. From what has been stated above, it is seen that the position now has not in any way improved. The state of the file referred to above justifies therefore the retention of the Additional Sub Judge for some more years to come and also the sanction of a II Additional Sub Judge to that Court.

3. Having regard to the heavy pendency of Original Suits, especially of old suits in the Sub Court, Mangalore, I have the honour to recommend that the term of sanction of the Additional Sub Judge may be extended by at least one year from 31-12-1951, if for any reason it cannot be done for a longer period, and in order to have an effective reduction of the heavy pendency, a II Additional Sub Judge may also be sanctioned at an early date to that court for the period, ending 31-12-1952 for the present. As there is not sufficient furniture to be spared for the use of the II Additional Sub Judge and his staff, a sum of at least Rs.500 may be sanctioned under contingencies for the above purpose. The Court may be accommodated in the room attached to the Sub Court in which the Central Nazir and his staff are working at present. The High Court may also be pleased to obtain sanction of the Government for the provision of 2 ceiling fans, one over the dais of the II Additional Sub Judge and the other over the Bar table of his court and a table fan for use in the Chambers of the officer.

4. A statement in duplicate showing the institutions, disposals and pendency for the superior courts in the district for the years 1948, 1949 and 1950 and the current year up to 31-8-1951 is enclosed.

District Munsif's Court, Hosdrug.

5. This Court was newly sanctioned on a temporary basis in 1949 and its present term expires on 28-4-1952. 428 suits were filed in the course of the year 1949 after it began to function on 4-6-1949. In 1950 the number of suits filed was 776 and this year till 31-8-1951 the institution was 467. When the Court began to function in June 1949 as many as 701 suits relating to villages included within the jurisdiction of this court were transferred from the District Munsif's Court, Kasaragod and 350 of these were old suits. Due to all these reasons the pendency in this court on 1-9-1951 was 1082 and 510 of these suits were more

than a year old. The work of the District Munsif has been quite good throughout. But the filings have been so heavy that one officer cannot in the nature of things, come within reasonable distance of keeping pace with the institution, leave alone the reduction of arrears. Even in December 1950, the High Court noticed this heavy pendency and ordered in High Court proceedings R.O.C. No. 11864 of 1950 D.2 dated 5-12-1950 that the District Judge must arrange to secure accommodation first and send up proposals for an Additional District Munsif in that Court to reduce the pendency. In R.O.C. No. 1086 of 1951-D.2 dated 16-2-1951, the High Court again asked this court as to when it was proposed to take up the question of appointment of an Additional District Munsif to the District Munsif's Court, Hosdrug. But as it was not possible to secure suitable accommodation for an Additional District Munsif in that Court the proposal had to be dropped and the fact was reported to the High Court in this Court's letter No.A.11/51 dated 21-2-1951. After receipt of the High Court's R.O.P.No.3 of 1951-E.2 dated 20-7-1951 the District Munsif, Hosdrug was again asked to examine afresh the possibility of finding accommodation for an Additional District Munsif and he has reported that accommodation has been found and the extra rent that has to be paid on that account is Rs.25/- a month. A copy of the said report and of the consent letter referred to therein is enclosed.

6. From the above facts it is quite apparent that an Additional District Munsif for this Court is an urgent necessity; in fact this was recognised by the High Court even in 1950. I have therefore the honour to request that an Additional District Munsif with the requisite staff may be sanctioned to the District Munsif's Court, Hosdrug at

very early date for the period ending 28-4-1950. There is not adequate furniture for the use of even the present staff of the District Munsif's Court, Hosdrug and a sum of at least Rs.500/- may be allotted under contingencies mainly for the purchase of furniture for the use of the Additional District Munsif and his staff.

7. The institutions in the District Munsif's Court Hosdrug after its establishment in 1949 have been, as already stated, far above the normal institutions in a District Munsif's Court. The Sub joined statement shows the number of original suits and small cause suits that were filed in the District Munsif's Court, Kasaragod from villages now included within the jurisdiction of the District Munsif's Court Hosdrug during the years 1944 to 1948 and up to the closing of that court in 1949.

Year.	Number of original suits instituted.	Number of small cause suits instituted.
1944.	484	315
1945	506	302
1946	463	268
1947	507	278
1948	465	271
1949 (up to the closing of court for summer recess).	200	110

The statistics of the past seven years therefore show that there will always be sufficient work arising out of the Hosdrug area for one, if not for two District Munsifs. At present the court is functioning in a rented building which is not really suitable for holding a Court. If a permanent Court is established at the place, there is the possibility of a private person erecting a suitable building for the purpose of renting it for the court if for any reason Government is not prepared to put up a building of its own. I consider that a court will be permanently required for Hosdrug and that a suitable building

to house it is an imperative necessity. I have therefore the honour to request that the High Court may be pleased to address the Government for the permanent retention of the District Munsif's Court, Hosdrug and for the erection of suitable premises.

District Munsif's Court, Kasaragod.

8. In this court an Additional District Munsif was functioning for nearly 7 years from 3-6-1942 till 22-4-1949 till the establishment of a District Munsif's court at Hosdrug. As the state of the file in February 1950 disclosed heavy pendency, an Additional District Munsif was again sanctioned and the officer has been functioning in that Court since 16-6-1950 and the terms as at present sanctioned expires on 15-4-1952. The pendency of Original Suits on 1-9-1951 in this Court was 605 out of which 309 were more than a year old. The two officers have not been able to reduce the file to its normal proportions. The average disposal of a single District Munsif in this court has been 11 old suits for working month and it will take at least 9 working months for 3 officers to dispose of the present pendency of old suits at this rate, irrespective of suits becoming old in future. Similarly the average total disposal for a single officer has been 26 suits a working month and it will take nearly 8 working months for 3 officers to dispose of the pending suits alone irrespective of future institutions. The state of the file justifies the appointment of a II Additional District Munsif to that Court mainly for the purpose of clearing the old arrears. The Principal District Munsif, Kasaragod, has reported that there is accommodation. I have therefore the honour to request that a II Additional District Munsif to the District Munsif's Court, Kasaragod may be sanctioned at an

early date at least till the closing of the Court for the summer recess of 1952 for the present. A sum of Rs.500 under contingencies may also be sanctioned for purchasing necessary furniture for the use of the II Additional District Munsif and his staff.

9. I may also invite the attention of the High Court in this connection to my report Dis.No.4767/51/17-8-1951 with reference to High Court R.O.C.No.4694/51.D.2 dated 23-7-1951.

10. A statement in duplicate showing the institution, disposal and pendency of original suits and small cause suits in the several District Munsif's Courts in the District for the years 1948, 1949, and 1950 and 1951 up to 31-8-1951 is enclosed.

/True copy/

SUB ASSISTANT REGISTRAR, I.W.S.
ADMINISTRATIVE DEPARTMENT.

MTG.

Copy of letter Dis.No.1206/51 dated 28-8-1951 from the District Munsif of Hosdrug to the District Judge, South Kanara.

Ref: District Court Official Memorandum Dis.No.4755 dated 14-8-1951

Sub: Finding - accommodation for an Additional Court - Report Submitted.

In the matter of finding accommodation for an additional Court, I have the honour to report that it is not possible to fix up a suitabl building for the additional court as already reported by me last year But, a suggestion has been made by the members of the Bar that one of the rooms in this court which is now being used by the Nazareth's establishment, Copyists' Section and the shorthand writer may be used as the court hall for the additional court and that the aforementioned sections may be accommodated in an upstair room situated near the Court which is now used by the members of the Bar as a recreation club. It is not possible to use that upstair room for accommodating the additional Court, since the down stair rooms are all used as shops and since there is no sufficient accommodation available for a chamber. However, if the Nazareth and Copyists' sections are shifted to the new premises, aforementioned, the additional court can be held in this court ~~xxx~~ itself, although some inconvenience will be caused to the lawyers and the litigant public for want of sufficient space. Since the hardship that may be occasioned to the litigants in case an additional Court is to be established at Kasaragod will be considerably greater, I am of opinion that the suggestion made by the members of the Bar can be accepted and that the Nazareth's establishment and Copyists' section can be shifted to the new premises.

The owner of the new premises has agreed to lease the upstair room on a monthly rental of Rs.25/- (Twenty five) and has executed a consent deed (a copy of which is herewith enclosed) to that effect. If the suggestion offered above is acceptable to the District Court, a formal lease deed can be taken from the owner of the new premises on the rental indicated above.

fn 28 below

8

- 1 -

CONSENT DEED.

I, H. Pundalika Raghunatha Kamath, son of Raghunatha Kamath, landlord, residing at Hosdrug village do hereby consent to give on lease to the Government on monthly rental of Rs. 25/- for purposes of accommodating the Court offices the upstairs premises belonging to me and carrying H.No. 14/134 and lying in R.S.No. of Hosdrug.

Place: Hosdrug.)
)
Date 27-8-1951.)

Sd. In Kanarese.
Signature.

Wit: B. Govinda Rao, Vakil's Clerk, Hosdrug.

/True copy/

SUB ASSISTANT REGISTRAR,
ADMINISTRATIVE DEPARTMENT.

MTG.
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Name of the presiding officers.	Period presided over.	Instituted.	Disposed of: After full trial.	Disposed of: Total	Pending. Total	Pending. Old cases.
District Munsif's Court, Hosdrug (Established on 4-6-1949).						
ORIGINAL SUITS.						
1949						
Sri P.Unnikrishna Kurup	4-6-1949 to 31-12-1949.	428*	125	329	800	333
*In addition, 701 suits were received by transfer from the District Munsif's Court, Kasaragod.						
1950.						
Sri P. Unnikrishna Kurup	1-1-1950 to 31-12-1950.	776	181	540	963	352
1951. (up to 31-8-1951)						
Sri P.Unnikrishna Kurup	1-1-1951 to 31-8-1951.	467	143	360	1082	510
SMALL CAUSE SUITS.						
1949.						
Sri P.Unnikrishna Kurup.	4-6-1949 to 31-12-1949.	260	45	221	165	34
In addition, 122 suits were received by transfer from the District Munsif's Court, Kasaragod.						
1950.						
Sri P. Unnikrishna Kurup	1-1-1950 to 31-12-1950	341	74	381	131	63
1951. (Up to 31-8-1951.)						
Sri P.Unnikrishna Kurup	1-1-1951 to 31-8-1951.	297	91	261	170	53
District Munsif's Court, Kasaragod.						
1948.						
Sri A.M.K.Nambudripad (Prl. District Munsif)	1-1-1948 to 17-4-1948.	115	65	153	--	--
Sri D.Noronha (Principal District Munsif)	5-6-1948 to 31-12-1948.	330	98	297	539	224
Sri P.C.Menon (Addl.Dt.Munsift)	1-1-1948 to 31-12-1948.	446	166	442	563	243
Total		891	329	893	1102	467

1	2	3	4	5	6	7
1949.						
Sri D.Noronha as Principal District Munsif from 1-1-1949 to 24-4-1949 and as sole District Munsif thereafter till 31-12-1949.		486	132	394	570	265
Sri P.C.Menon (Addl. District Munsif from 1-1-1949 to 22-4-1949).		168	50	135	612	265
	Total	654	182	529	570	265.
1950.						
Sri D.Noronha sole District Munsif 1-1-1950 to 2-6-50.		179	52	130	627	282
Janab Abdur Rahim Ahmed as sole District Munsif from 3-6-1950 to 15-6-1950 and as Prd. District Munsif from 16-6-1950 to 31-12-1950.		149	77	216	256	132
Sri P.F.Rego, Additional District Munsif from 16-6-1950 to 31-12-1950.		120	35	119	318	164
	Total	448	164	465	574	296
1951 up to 31-8-1951.						
Janab Abdur Rahim Ahmed Principal District Munsif 1-1-1951 to 31-8-1951.			74	198		
Sri P.F.Rego (Addl.Dt.Munsif.) 1-2-1951 to 18-5-1951.			19	66		
Sri H.L. Salian. Addl.Dt.Munsif 21-5-1951 to 31-8-1951.			24	79		
	Total	353	117	343	605	309
SMALL CAUSE SUITS.						
1948.						
Sri A.M.Krishnan Nambudripad (Principal District Munsif 1-1-1948 to 17-4-1948).		74	12	82	--	--
Sri D.Noronha (Principal Dt. Munsif from 5-6-1948 to 31-12-1948).		184	22	184	95	34
Sri P.C.Menon (Addl.District Munsif from 1-1-1948 to 31-12-1948).		259	49	277	109	48
	Total	517	83	543	204	82

1	2	3	4	5	6	7
1949.						
	Sri D.Noronha as Principal Dt. Munsif from 1-1-1949 to 24-4-1949 and as sole Dt. Munsif thereafter till 31-12-1949.	300	30	309	87	56
	Sri P.C.Menon. (Addl. Dt.Munsif) 1-1-1949 to 22-4-1949	106	10	94	123	55
		406	40	403	87	36
1950.						
	Sri D.Noronha sole District Munsif from 1-1-1950 to 2-6-1950.	103	19	106	85	28
	Janab Abdur Rahim Ahmed as sole District Munsif from 3-6-1950 to 15-6-1950 and Principal District Munsif from 16-6-1950 to 31-12-1950.	100	8	105	28	6
	Sri P.F.Rego, Additional District Munsif from 16-6-1950 to 31-12-1950.	84	5	72	64	36
	Total	287	32	283	92	42
1951. (up to 31-8-1951).						
	Janab Abdur Rahim Ahmed Prl.Dt.Munsif 1-1-1951 to 31-8.1951.		11	98		
	Sri P.F.Rego. Addl.Dt. Munsif 1-1-1951 to 18-5-51.		7	62		
	Sri H.L. Salian, Addl. District Munsif 21-5-1951 to 31-8-51.		5	54.		
	Total	206	23	214	84	30

/True copy/

SUB ASSISTANT REGISTRAR, 1.10.51
ADMINISTRATIVE DEPARTMENT.

MFG.

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Cost in 1952 – 53

House rent

			at Mangalam	Hosdurg in Kasaragod
1 Dr Munsif + DA	300 + 59 = 359	359		
2 Dr clerks	67+2 + 22	134	14	6
1 Stenographer	104	104	7	3
2 Peons	18 + 18 = 36+1	72	10	6
		669	31	15

for 1 court for 1 month } 669

Cost for the 2nd addl Dr and Staff at Kasaragod for 9 months
669+15 : 684×9 } 6156

all the judges at the Mangalam
669 + 31 HRA } 700×10
for ½ month 350 } 7000 / 350

Cost of addl Dr and Staff at Hosdurg. 11 months
669+15 : 684×11 } 7424

20930 or 20900 non recurring

ultimate cost

			HRA for Mangalam	Hosdurg at Kasaragod		
1 Dr Munsif or sub judge	513 3 or 598 3	598 3				
2 Dr clerks 67.5 + 24 = 91.5		183.0	14	6	Cost of Mangalam 992+36 1028×10½	10280 / 514
1 Stenographer 67 + 24 = 128		128.3	12	3	Cost of Kasaragod 992+15 1007×9	9063
2 Peons		82.4	10	1	Cost of Hosdurg 1007×12	12084
		992.0	36			31941

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V.U. 9/12 — 12/30/11

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HOME DEPARTMENT.

Part II Scheme for 1952 - 1953.

Sub: Appointment of a Second additional Dt. Munsif to the D.M.C., Kasaragod, Second Addl. Sub Judge to the Sub Court, Mangalore and Addl. Dt. Munsif to the D.M.C., Hosdrug.

Summary.

Head of account (Major and minor heads of appropriation) (1)	Items of expenditure including detailed heads of account. (2)	Ultimate cost. Recurring. (3)	Ultimate cost. Non-recurring. (4)	Cost in 1952 - 5[illegible] Recurring. (5)	Cost in 1952 - 5[illegible] Non-recurring. (6)
27 Administration of Justice - Civil and Sessions Courts - B. Mufassal Civil and Sessions Courts - Regular establishments.	~~Second Addl. Dt. Munsif, Kasaragod.~~		~~(9 months)~~		~~($8\frac{1}{2}$ months)~~
1. Pay of Officers	~~Two~~ Dt. Munsifs on Rs.300-700 per mensem. 1 Sub Judge on Rs.550-700 p.m.		16,500		9,600
2. Pay of establishments.	9 clerks on Rs. 45-90 each per mensem; 6 peons on Rs.18-25 each per mensem and 3 shorthand allowance (Rs.35/- ~~each~~ per mensem)		8,400		5,200
3. Allowances - ~~other~~	Compensatory		600		600
	Dearness allowance		5,800		4,300
	Total		31,400		19,700
	~~Second Addl. Subordinate Judge, Mangalore.~~		~~(10 months)~~		(8 months)
~~27 f. Administration of Justice - Civil and Sessions Courts - B. Mufassal Civil & Sessions Courts - Regular establishments.~~					
1. Pay of Officers	1 Subordinate Judge on Rs.550-700.		6,500		4,400
2. Pay of establishments	3 clerks on Rs. 45-90 each p.m. 2 peons on Rs.18-25 each p.m. 1 shorthand special pay (Rs.35 p.m)		2,800		1,600

3. Allowances	Other Compensatory	200	200
	Dearness Allowance	2,000	1,500

Additional District Munsif, Hosdrug.

1. Pay of officers -	1 Dt. Munsif on Rs.300-700 p.m.	5,400	2,600
2. Pay of establishments -	3 clerks on Rs.45-90 each p.m. 2 peons on Rs.18-25 each p.m. Shorthand special pay (Rs.35 p.m.)	3,000	1,800
3. Allowances	Other compensatory	200	200
	Dearness Allowance	2,100	1,400
	Total	31,400	19,700

Explanatory Note.

The proposals for consideration are --

(1) the appointment of a second additional Dt. Munsif to the D.M.C., Kasaragod with a staff of 3 clerks (one with shorthand qualification) and 2 peons for a period of 9 months from the date on which the officer posted takes charge after the reopening of the court after summer recess, 1952.

(2) the appointment of a second addl. Sub Judge to the Sub Court, Mangalore with a staff of 3 clerks (one with shorthand qualification) and 2 peons from the date of reopening of the court after the Summer recess, 1952 up to the date of closing of the Court for the summer recess, 1953; and

(3) the appointment of an additional Dt. Munsif to the D.M.C., Hosdrug with a staff of 3 clerks (one with shorthand qualification) and 2 peons for a period of one year from the date of appointment.

3. The following statement shows the state of work in the D.M.C., Kasaragod since 1948:-

cp. para 3, h3 mf

Year	Original Suits.				Small Cause Suits.			
	Instituted.	Disposed.	Disposed After Full Trial	Pending.	Instituted.	Disposed.	Disposed After Full Trial.	Pending.
1948	891	892	329	1,102 (467 old)	517	543	83	204 (82 old
1949	654	529	182	570 (265 old)	406	403	40	87 (36 old
1950	448	465	164	574 (296 old)	287	283	32	92 (42 old
1951 (upto 31.8.51)	333	343	117	605 (309 old)	206	214	23	84 (30 old
Probable institutions for the whole year (approx)	538				333			

There was an additional District Munsif working in this Court from 3.6.42 till 22.4.49. and again there is one working from February 1950 and the present term of the sanction expires on 15.4.1952. It may be seen from the above statement that the institutions under both heads are heavy and the pendency is also heavy. The Dt. Judge, South Kanara reports that on the basis of the present outturn, the pendency of the old original suits and ~~the pendency of original suits as~~ on 1.9.51 will require at least 9 working months for 3 officers to clear off the arrears irrespective of future institutions and accordingly recommends the appointment of a second additional District Munsif. The High Court recommends the appointment for a period of 9 months after the reopening of court after summer recess 1952 and it is proposed to accept the recommendation.

para 8, h24 mf

4. The following statement shows the state of work in the Sub Court, Mangalore since 1948:-

P.T.O.

cp-44

Year	Original Suits.				Appeals.		
	Instituted.	Disposed.	Disposed After Full Trial	Pending.	Instituted.	Disposed.	Pending.
1948	173	194	118	159 (30 old)	456	364	288 (54 old)
1949	290	214	117	249 (30 old)	457	295	359 (67 old)
1950	342	258	156	359 (82 old)	432	238	429 (188 old)
1951 (upto 31.7.51)	187	133	65	419 (144 old)	297	122	570 (308 old)
Probable institutions for the whole year (approx)	374				594		

There was an Additional Sub Judge working in this Court since 1943 and ~~the present term of~~ sanction (The post has recently been extended for another year from 31.12 ~~expires on 31.12.1951~~. ~~The High Court has already proposed its continuance from (completed sanctioning the continuance have issued) one more year.~~ It may be seen from the above statement that the institutions under both heads ~~is~~ are steadily increasing and the probable number for the whole year is likely to be the highest since 1948. The disposals have been satisfactory. The Dt. Judge, South Kanara has stated that considerable increase in pendency of original suits is noticeable since 1944 and the heavy pendency has persisted in spite of the best efforts of the two officers to reduce the file to the normal. It has been reported that though the proposed enhancement of the pecuniary jurisdiction of the District Munsifs Courts may be expected to reduce the filing in the Sub Court by about 33%, the heavy pendency is not likely to come down for some more years. The Dt. Judge estimates that on the basis of the present outturn of original suits, the present pendency of the original suits will require at least 13 working months for 3 Sub Judges and the High Court accordingly recommends the appointment of an additional Sub Judge with the usual staff in the current year itself and if this is not possible, from the date of reopening of the Court after

of Dft accepted by [illegible] to Appear in 21/11 is expected the issue in a day or two RA

the summer recess, 1952 upto the date of the closing of the Court for the Summer recess, 1953. In view of the difficult ways and means position during this year, it is proposed ~~that the proposal may be restricted to the~~ to restrict the period beginning with the date of reopening of the Court after the summer recess, 1952 and ending with the date of ~~closing~~ of the court for Summer recess in 1953.

5. The following statement shows the state of work in the D.M.C., Hosdrug since 4.6.1949, the date on which the Court was established:

Year	Original Suits.				Small Cause Suits.			
	Instituted.	Disposed.	Disposed after Full Trial	Pending.	Instituted.	Disposed.	Disposed after Full Trial	Pending.
1949 (from 4.6.49 to 31.12.49)	*428	329	125	800 (333 old)	@260	221	45	165 (34 old)
1950	776	540	181	963 (352 old)	341	381	74	131 (63 old)
1951 (upto 31.8.51)	467	360	143	1082 (510 old)	297	261	31	170 (63 old)
Probable institutions for the whole year (approx)	755				480			

* In addition, 701 suits were received by transfer from the D.M.C., Kasarago

@ In addition, 122 suits were received by transfer from the D.M.C., Kasarago

It may be seen from the above statement that the institutions under both heads ~~is~~ are steady and the pendency on 1.9.51 is the highest since 1949. The disposals have been satisfactory. The Dt. Judge, in view of the heavy institutions and large pendency, considers that the appointment of an Additional Officer is absolutely essential and ~~as already noted,~~ the High Court recommends the appointment in the current year itself for a period of one year. On the basis of the presen

outturn of the Original suits, the pendency of 1,082 (510 old) original suits will alone require an additional officer for well over a year irrespective of subsequent institutions. In view of the difficult ways and means position during that year, it is proposed that the ~~proposal may be restricted to the period~~ period may be restricted to that beginning with the date of reopening of the Court after the Summer recess of 1952 and ending with the date of closure of the Court for Summer recess in 1953.

6. The financial effect of the proposals is an expenditure of Rs.19,700 in 1952 - 53 as shown in the summary at the beginning of the note.

7. It is proposed to include the necessary provision in the budget for 1952 - 53.

aa 21/11/51 22.11.51

PJ 23/11/51

24/11/51

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GOVERNMENT OF MADRAS
HOME DEPARTMENT.
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Part II Scheme for 1952 - 1953.

Sub:- Appointment of a Second additional District Munsif to the District Munsif's Court, Kasaragod, Second Additional Sub Judge to the Sub Court, Mangalore and Additional District Munsif to the District Munsif's Court, Hosdrug.

Summary.

Head of account (Major and minor heads of appropriation). (1)	Items of expenditure including detailed heads of account. (2)	Ultimate cost. Recurring (3)	Ultimate cost. Non-recurring. (4)	Cost in 1952-53. Recurring. (5)	Cost in 1952-53. Non-recurring. (6)
27 Administration of Justice - f. Civil and Sessions Courts - B. Mufassal Civil and Sessions Courts - Regular establishments.					
1. Pay of Officers	Two District Munsifs on Rs. 300-700 per mensem. 1 Sub Judge on Rs. 550-700 per mensem.	-	16,500	-	9,600
2. Pay of establishments.	9 Clerks on Rs.45-90 each per mensem; 6 peons on Rs.18-25 each per mensem and 3 shorthand allowance (Rs.35/-) each per mensem.	-	8,400	-	5,200
3. Allowances	Other Compensatory	-	600	-	600
	Dearness allowance	-	5,900	-	4,300
	Total.	-	31,400	-	19,700

Explanatory Note.

The proposals for consideration are--

A (1) the appointment of a second additional District Munsif to the District Munsif's Court, Kasaragod with a staff of 3 clerks (one with shorthand qualification) and 2 peons for a period of 9 months from the date on which the officer posted takes charge after the reopening of the court after summer recess, 1952;

B (2) the appointment of a second additional Sub Judge to the Sub Court, Mangalore with a staff of 3 clerks (one with shorthand qualification) and 2 peons from the date of reopening of the court after the Summer recess, 1952, up, to the date of closing of the Court for the summer recess, 1953; and

C (3) the appointment of an additional District Munsif to the District Munsif's Court, Hosdrug with a staff of 3

C) 3 clerks (one with shorthand qualification) and 2 peons for a period of one year from the date of appointment.

3. The following statement shows the state of work in the District Munsif Court, Kasaragod since 1948:-

Year.	Original Suits.				Small Cause Suits.			
	Instituted.	Disposed.	Disposed after full trial.	Pending.	Instituted.	Disposed.	Disposed after full trial.	Pending.
1948	891	892	329	1,102 (467 old)	517	543	83	204 (82 old)
1949	654	529	182	570 (265 old)	406	403	40	87 (36 old)
1950	448	465	164	574 (296 old)	287	283	32	92 (42 old)
1951 (upto 31-8-51)	333	343	117	605 (309 old)	206	214	23	84 (30 old)
Probable institutions for the whole year. (approx)	538				333			

There was an additional District Munsif working in this Court from 3-6-42 till 22-4-49. Again there is one working from February 1950 and the present term of the sanction expires on 15-4-1952. It may be seen from the above statement that the institutions under both heads are heavy and the pendency is also heavy. The District Judge, South Kanara reports that on the basis of the present outturn, the pendency of the old original suits on 1-9-51 will require at least 9 working months for 3 officers to clear off arrears irrespective of future institutions and accordingly recommends the appointment of a second additional District Munsif. The High Court recommends the appointment for a period of 9 months after the reopening of the court after summer recess, 1952 and it is proposed to accept its recommendation.

4. The following statement shows the state of work in the Sub Court, Mangalore since 1948:-

Year.	Original Suits.				Appeals.		
	Instituted.	Disposed.	Disposed after full trial.	Pending	Instituted.	Disposed.	Pending.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
1948	173	194	118	159 (30 old)	456	364	288 (54 old)
1949	290	214	117	249 (30 old)	457	295	359 (67 old)

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(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
1950	342	258	156	359 (82 old)	432	238	429 (188 old)
1951 (upto 31-7-51)	187	133	65	419 (144 old)	297	122	570 (308 old)
Probable 374 institutions for the whole year (approx).							

594

There was anx Additional Sub Judge working in this Court since 1943 and sanction for this post has recently been extended for another year from 31-12-51. It may be seen from the above statement that the institutions under both heads are steadily increasing and the probable number for the whole year is likely to be the highest since 1948. The disposals have been satisfactory. The District Judge, South Kanara has stated that considerable increase in pendency of original suits is noticeable since 1944 and the heavy pendency has persisted in spite of the best efforts of the two officers to reduce the file to the normal. It has been reported that though the proposed enhancement of the pecuniary jurisdiction of the District Munsif's Courts may be expected to reduce the filing in the Sub Court by about 33%, the heavy pendency is not likely to come down for some more years. The District Judge estimates that on the basis of the present outturn of original suits, the present pendency of the original suits will require at least 13 working months for 3 Sub Judges and the High Court accordingly recommends the appointment of an additional Sub Judge with the usual staff in the current year itself and if this is not possible, from the date of reopening of the Court after the summer recess, 1952 upto the date of the closing of the Court for the Summer recess, 1953. In view of the difficult ways and means position during this year, it is proposed to restrict the period to that beginning with the date of reopening of the Court after the summer recess, 1952 and ending with the date of closing of the court for Summer recess in 1953.

5. The following statement shows the state of work in the District Munsif's Court, Hosdrug since 4-6-1949, the date on which the Court was established:

	Original Suits.				Small Cause Suits.			
Year.	Instituted.	Disposed.	Disposed After Full Trial.	Pending.	Instituted.	Disposed.	Disposed after full trial.	Pending.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
1949 from 4-6-49 to 31-12-49)	*428 ~~329~~	329	125	800 (333 old)	@260	221	45 ~~165~~	165 (34 old)
1950	776	540	181	963 (352 old)	341	381	74	131 (63 old)

pto.

+4

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
1951 (upto 31-8-51)	467	360	143	1082 (510 old)	297	261	31	170 (63 old)
Probable institutions for the whole year (approx)	755				480			

* In addition, 701 suits were received by transfer from the District Munsif Court, Kasaragod,

@ In addition, 122 suits were received by transfer from the District Munsif Court, Kasaragod.

It may be seen from the above statement that the institution, under both heads are steady and the pendency on 1-9-51 is the highest since 1949. The disposals have been satisfactory. The District Judge, in view of the heavy institutions and large pendency, considers that the appointment of an Additional Officer is absolutely essential and the High Court recommends the appointment in the current year itself for a period of one year. On the basis of the present outturn of the Original Suits, the pendency of 1,082 (510 old) original suits will alone require an additional officer for well over a year irrespective of subsequent institutions. In view of the difficult ways and means position during this year, it is proposed that the period may be restricted to that beginning with the date of reopening of the Court after the Summer recess of 1952 and ending with the date of closure of the Court for Summer recess in 1953.

6. The financial effect of the proposals is an expenditure of Rs. 19,700 in 1952-53 as shown in the summary at the beginning of the note.

7. It is proposed to include the necessary provision in the budget for 1952-53.

M. GANESH RAO,
Additional Deputy Secretary to Government.

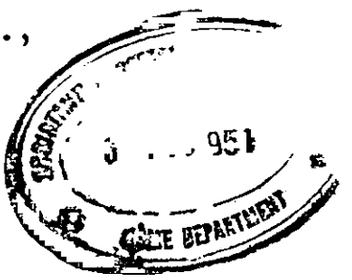
PVJ.30-11.

45

R.O.C. No. 5555/51 -D2

From,

Sri S. Srinivasa Ayyar, B.A., B.L.,
Registrar,
High Court, Madras.



To

The Secretary to Government,
Home Department,
Fort St. George,
Madras. (with Enclosures)

Date: 5-12-1951.

Sir,

Sub: Courts - Civil - South Kanara District - Appointment of an Additional District Munsif at Hosdrug and the continuance of the Additional Sub Judge, Mangalore beyond 31-12-1951 -

Ref: My letter R.O.C. No. 5555/51-D2 dated 31-10-1951 -

In continuation of my letter cited, I am to forward a copy of the D.O. letter dated 30-11-51 from the District Judge, South Kanara on the subject cited and to request that very early orders may be passed sanctioning the appointment of an Additional District Munsif to the Temporary District Munsif's court at Hosdrug. (Proposal No. 2 in my letter cited)

As the present sanction for the continuance of the present Additional Sub Judge, Mangalore expires on 31-12-51, I am to request that early orders may be passed in that regard also (Proposal No. 4 in my letter cited).

REGISTRAR.

TSV/5-12-

COPY of D.O. Letter dated 30th November, 1951 from the District Judge, South Kanara to the Registrar, High Court of Madras.

Sub:

I have just inspected the District Munsif's Court at Hosdrug and I wish to impress on you that the file there has become quite unmanageable and that immediate steps have to be taken to bring it under control. (There are as many as 1135 suits pending and of these 580 are over a year old). A large ~~part~~ proportion of the suits are of a tough nature and the institutions are so heavy (on the average 67 suits are filed in a month) that one officer cannot keep pace with more than half the institutions. Unless an additional District Munsif is appointed forthwith I am afraid a state will soon be reached, when the entire time of the court will be taken up with the preliminary work -- even now it takes more than half the day. Any delay will result in the position getting entirely out of hand. May I, therefore, request that the Additional District Munsif applied for by me in my letter No. A. 122 of 1951 dated 15-9-1951 be sanctioned and posted as early as possible.

nh 11-12 ante

With regard to the accommodation for the Additional District Munsif, I wish to revise the proposals made in my letter referred to in the light of my inspection. There is a big hall and a room attached to it available quite near the existing Court building and these will be quite suitable for the Court hall and chamber of the Additional District Munsif. The Principal District Munsif and the entire staff will continue in the present building and the new premises will be used only as the Court hall and the chambers of the Additional District Munsif. The rent of the new premises will come to Rs. 30--0--0 per mensem and their present occupants have consented to give them for the purpose.

/P.T.O./

-8

I had also applied for a second Additional District Munsif for Kasaragod. There are at present 327 old suits pending in that Court some from as long ago as 1943. The two officers of the Court can only keep pace with the institutions and a third officer will be necessary to clear off the old arrears -- many of the old suits are very tough and will take a number of days for disposal. It will not be practicable to give any relief to the Hosdrug Court by transferring suits to the Kasaragod Court even if a third officer is appointed to the latter Court. I doubt if transfer has ever proved an effective means of clearing up arrears.

The main purpose of my writing to you demi officially is to request that in posting additional officers care may be taken to select officers capable of handling heavy work with dispatch. Two slow officers between them often turn out less work than one quick officer and unless specially selected officers are posted to Courts where the work is in arrears the sanctioning of an additional officer might be a hindrance rather than a help.

(sd, P. T. Raman Nair.
Dist. Judge, S. Kanara.

(True Copy)

S. Subrahmanyam
5.7.55

TSV/5-12-

Asst. Regr
4.7

Home Department

Issued 4/2/52

Memo No. 175150 Courts I/51-5 dated 19.12.51.

Courts - Civil - South Kanara District - Appointment of an Addl District Munsif at Hosdrug and the continuance of the Addl Sub Judge, Mangalore beyond 31-12-51

Ref: Correspondence resting with the letter from the High Court R.O.C. No. 5555/51-D2 d 5-12-51

The Registrar, High Court Madras is informed that in view of the financial stringency and shortage of funds during the current year, the proposal for the appointment of an Additional District Munsif at Hosdrug has been treated as a Part II Scheme for 1952-53. As regards the retention of the Additional Subordinate Judge, Mangalore beyond

2.x

beyond 31-12-1951, the Registrar is referred to G.O.Ms.No.4644, Home, dated 3-12-51.

Rs 18/12/57

aa
18/12/51

Rs
18/12/57

~~A.D.S~~

(A) in 9.x

To
The Registrar,
High Court,
Madras.

Note Please see p 47 of the diary above may since

Rs 18/12/57 ~~A.D.S~~

Cw
19/12/57.

R.O.C.No.5555/51-D.2.

From

Sri S. Srinivasa Ayyar, B.A., B.L.,
Registrar, High Court of Judicature, MADRAS.

To

The Secretary to Government,
Home Department, MADRAS.

Sir, Dated 9th January 1952.

Subject:- Courts - Civil - South Kanara District - Appointment of an additional District Munsif at Hosdrug.

Reference:- Home Department's memorandum No.175150 Courts I/51- dated 19th December 1951.

8064

In his letter dated 30-11-51 (copy already forwarded to Government), the District Judge, South Kanara has stated that the file of the District Munsifs Court, Hosdrug as on 23-11-51, when he inspected the Court, consisted of as many as 1135 original suits, 580 of them being over-one yea -old suits and that the position had become quite unmanageable for one officer. The pendency would have increased still further by now. Generally for a District Munsif's Court, a file of 100 old suits is considere

to justify the appointment of an additional officer. I am therefore to request that Government may be pleased to accord immediate sanction for the appointment of an additional District Munsif at Hosdrug lest the position should deteriorate further.

As regards the recommendation for the appointment of a II Additional Sub Judge at Mangalore(Proposal No.1 in my letter R.O.C.No.5555/51-D.2 dated 31st October 1951), it is presumed that the proposal has been treated as one of the Part II Scheme proposals for 1952-53 as alternatively suggested.

REGISTRAR.

PK.

Memo No 17550 Courts I/51-7 dated 5/2/52

Sub: Courts - Civil - South Kanara District -
Appointment of an additional District Munsif
at Hosdurg -

Ref: From the High Court Roc No 5335/51 D2
dated 9-1-1952

The ~~High Court~~ Registrar, High Court is informed that ~~it will not be possible to accord immediate sanction~~ the proposals for the appointment of an Additional District Munsif at Hosdurg ~~under the present circumstances, and~~

~~2. The Registrar is also informed that the proposal~~ for the appointment of an ~~Addl~~ II Addl. Sub Judge at Mangalore ~~has~~ should be treated as a Part II Scheme for 1952-53.

that if Hosdurg is included as a Part-I Scheme by mistake for 1952-53

To
The Registrar, ~~Judicial~~ High Court,
N. -

P.S. to G.O. dated 4/2/52

4/2/52 RB 4-2-52

and are awaiting further orders about it after such sch

R.O.C. No. 5555/51-D2.

From,

Sri S. Srinivasa Ayyar, B.A., B.L.,
Registrar, High Court, Madras.

To

The Secretary to Government,
Home Department, Fort St. George,
M A D R A S.

Dated the 19th February 1952.

Sir,

Sub: Courts - Civil - South Kanara District - Appointment of an additional District Munsif at Hosdrug.

Ref: Correspondence resting with Home Department's Memorandum No.175150-Courts I/51-7, dated 5-2-1952.

The Hon'ble the Judges consider that, if an additional District Munsif at Hosdrug is sanctioned at least from the 1st March 1952, a good bit of progress may be made before the closing of the Court for the Summer Recess, 1952. I am to request that Governme may be pleased to make special provision and accord sanction for the appointment of the Additional District Munsif, so that he may begin to function from 1st March 1952.

tmv.

REGISTRAR.

Home Courts

57

Not moved

Memo No 17575D (Courts I) 51 dated

Court-Civil - South Kanara District - Appointment of an addl. Dist. Munsif at Hosdurg.

Ref: From the High Court Roc No 5555/51 D2 d 19/2/1952

The Registrar, High Court is informed that it ~~will~~ not ~~be~~ possible to accord immediate sanction for the appointment of an additional District Munsif at Hosdurg ~~under the present circumstances~~. As the proposal has been treated in a Part II Scheme for 1952-53 and therefore can come into effect only from the beginning of the next financial year, i.e. from 1.4.52.

DP 23/2/52 RS 28/2/52

DS 25/2/52

K

To

The Registrar,
High Court,
Madras.

Memo No 175 150 Court I/ 51-8 dated 19/3/52
Courts - Civil - South Kanara District.
Appointment of an addl. Dt. Munsif...
Hosdrug -

Ref: From the Regr. High Court Roc. No 55555/51 D dated 19.2.1952

The Registrar, High Court, is informed that the question of sanctioning the Addl. Dt. Munsif for Hosdrug is being deferred till after the summer recess as the Govt do not consider that much progress could be made before the closure of the Court for the summer recess 1952...

To
The Regr.,
High Court, Madras.

17/3/52 17.3.52 18/3/52 Govt 18/3/52

GOVERNMENT OF MADRAS

Copy of U.O.Note No. 35482-BB-3, Finance Department, dated the 28th May 1952.

Part II Schems for 1952-53 - Recommendation of the Standing Finance Committee.

The recommendations of the Standing Finance Committee in regard to the Part II Schemes for 1952-53 are communicated to the Departments of the Secretariat. The budget proposals for 1952-53 will be finalised at the meeting of the Cabinet on the 2nd June 1952.

T.A. Varghese,
Secretary to Government

To the Departments of Secretariat including Food and Agriculture (Food Production) with enclosures.

ANNEXURE

Recommendations of the Standing Finance Committee.

Note: The numbers given are those in the classified abstract of Part II Schemes placed before the Standing Finance Committee which have been communicated to the Departments separately.

Home Department -

Schemes recommended--

Nos. 388, 389, 390, 392*, 393, to 400, 403, 404 xxx

*Remarks of the S.F.C.

No. 392 - The scale of pay may be revised to Rs.400-50/8-600 for the Assistant State Prosecutors, Grade I and Rs. 300-10-400 for Assistant State Prosecutors Grade II.

Schemes not recommended--

Nos. 391, 401, 402, 419, 423, 424, 425, 458.

Copy of U.O.Note No. 35459/B.B.-4, Finance Department, dated 7th June 1952.

Part II Schemes for 1952-1953.

Ref:- U.O.Note No. 35482-BB-3, dated the 28th May 1952.

The Departments of the Secretariat are informed that the Cabinet which considered the Budget proposals at its meeting on the 2nd June 1952 and the 3rd June 1952, has ratified the recommendations of the Standing Finance Committee in regard to the Part II Schemes for 1952-1953.

/True copy/

(C.No. 175150 Cts.I/51)

Home (Cts.I) Department

G.O. Ms. No. 3014 dated 18/8/52

COURTS - Civil-South Kanara District - Appointment of a Second Addl. District Munsi to the Dt. Munsif's Court, Kasaragod - Sanctioned.

Read:

From the Regr., High Court, Roc.No. 5555/51 D2., dated 31-10-51.

ORDER

~~The Governor of Madras sanctions~~ The Govt. Sanction

(1) the appointment of a second Addl. Dt. Munsif to the District Munsif's Court, Kasaragod for a period of 9 months from the date on which the officer posted takes charge.

(ii) the addition to the establishment of the District Munsif Court, Kasaragod of 3 clerks on Rs. 45-90 each p.m. (one with shorthand qualification) and 2 peons on Rs. 18-25 each p.m. for so long as the number of officers presiding over that court remains at three.

2. The expenditure should be met from the appropriation under "27. Administration of Justice - Civil and Sessions Courts - B. Mufassal Civil and Sessions Courts - Pay of officers and pay of establishments - Voted".

3. The following notification will be published in the Fort St. George Gazette:

N O T I F I C A T I O N

Under section 4 of the Madras Civil Courts Act 1873 (III of 1873), as amended by Madras Act III of 1925, the Governor of Madras, after consultation with the High Court directs that the number of District Munsifs to be appointed to the District Munsif's Court, Kasaragod in the District of South Kanara be three with effect from the date on which

on the officer posted takes charge.

To
The Regr., High Court
The A.G. thro. the Fin. Dept.
The Dt. Judge, S. Kanara Dt.
The S.G.P. for pubn. of the notfn. in the F.S.G.

G.O. Ms. No. 3015 dated 18/8/52

Courts - Civil - South Kanara District - Appointment of a Second Addl. Sub Judge to the Sub Court, Mangalore - Sanctioned.

Read: From the Regr., High Court, Roc. No. 5555/51 D2., dated 31-10-51.

ORDER

The ~~Governor of Madras sanctions~~ Govt. sanction

to (i) the appointment of a second Addl. Sub Judge to the Sub Court, Mangalore upto the date of closing of the Court for the Summer recess 1953 from the date on which the officer posted takes charge

(ii) the addition to the establishment of the Sub Court, Mangalore of 3 clerks on Rs. 45-90 each p.m. (one with shorthand qualification) and 2 peons on Rs. 18-25 each p.m. for so long as the number of officers presiding over the Court remains at three.

2. The expenditure should be met from the appropriation under "27. Administration of Justice - f. Civil and Sessions Courts - B. Mufassal Civil and Sessions Courts - Pay of officers and pay of Establishments - Voted".

3. The following notification will be published in the Fort St. George Gazette.

N O T I F I C A T I O N

Under sec. 4 of the Madras Civil Courts Act 1873 (III of 1873), as amended by Madras Act III of 1925 the Governor of Madras after consultation with the High Court directs that the number of Subordinate Judges to be appointed to the Sub Court, Mangalore be three with effect from the date on which

65

the officer posted takes charge.

To the Regr., High Court
A.G. thro. the Fin. Dept.
Dt. Judge, S. Kanara Dt.
S.G.P. for pubn. of the notfn. in the F.S.G.G.

III

G.O.Ms. No. 3016 dated 18/8/52

COURTS - Civil - S. Kanara Dt. - Appointment of addl. Dt. Munsif to the Dt. Munsif Court, Hosdurg - Sanctioned.

Ref: From the Regr., High Court Roc.No.5555/51 D2., dated 31-10-51.

ORDER

The ~~Governor of Madras sanctions~~ Govt. Sanction the appointment of an Addl. Dt.Munsif to the Dt. Munsif's Court, Hosdurg in South Kanara Dt. ~~with 3 clerks on~~ and the employment of additional staff of 3 clerks on Rs 45-90 each p.m. (one with shorthand qualification) and 2 peons on Rs. 18-25 p.m. for ~~the~~ a period of one year with effect from the date on which the officer posted takes charge of the appointment.

2. The expenditure should be met from the appropriation under "27.Administration of Justice - f. Civil and Sessions Courts - B. Mufassal Civil and Sessions Courts - ~~B. Mufassal Civil and Sessions~~ Courts - Pay of officers and pay of establishments - Voted".

3. The following Notification will be published in the Fort St. George Gazette:-

N O T I F I C A T I O N

Under section 4 of the Madras Civil Courts Act 1873 (III of 1873) as amended by Madras Act III of 1925 the Governor of Madras after consultation with the High Court directs that the number of District

p.t.o

Munsifs to be appointed in the Dt. Munsif's Court, Hosdurg in the District of South Kanara be two with effect from the date which the officer posted takes charge.

To the Registrar, High Court, Madras
" A.G. thro. the Fin. Dept.
" Dt. Judge, S.Kanara D
" S.G.P. for pubn. of the Notfn. in the F.S.G.G.

Home

This proposal has to be examined in view of the Commercial public.

61 1

T. A. Pai.
B. Com. (Bom.) A.I.I.B.
MEMBER:
MADRAS LEGISLATIVE ASSEMBLY.

UDIPI, S. K.

16th Aug. 195

K.P. Kutti Krishnan Nair, 20-8-

My dear Mr. Kutti Krishnan Nair,

152788
20 AUG
HOME DEPARTMENT

I am writing this letter to you as suggested by you. As I have already pointed out to you, there might be representations from Mangalore that all the Courts must function only at Mangalore. But I hope, the convenience of the public will have greater precedence with the Government and you will agree with me that the purpose can be better served by at least locating one Sub-Court in the northern half of the district at Udipi. I trust, early orders will be passed.

I do not know whether I shall be able to see you when I go over to Madras for the Select Committee Meeting on the 21st instant. I remember having read in Papers that you might return to Madras only about the 29th instant. Kindly, therefore, let me have a line in reply.

With kind regards,

Yours sincerely,

(T. A. PAI)

A.D.?

M. examine this urgently. Some orders are under issue. I think no need to issue the quickly to

A. Pai.
B. Com. (Bom.) A.I.I.B.
MEMBER:
MADRAS LEGISLATIVE ASSEMBLY.

69 73

UDIPI, S. K.

16th August, 195

Hon'ble Sri Kutti Krishnan Nair,
Minister for Law,
Government of Madras,
MADRAS.

S i r,

May I draw your attention to my discussion with you on the floor of the Assembly regarding opening of an additional Sub-Court at Udipi instead of at Mangalore. You had asked me to let you have some information to enable you to take a decision in the matter and hence this letter.

You had asked me whether necessary buildings would be available for the purpose of location of the Sub-Court and after a personal discussion with the leading lawyers here, it has been reported to me that the location of Sub-Court at Udipi will not involve the Government in any additional cost in the matter of building as the present court house itself may be used for the purpose without much inconvenience. However, the establishment of Sub-Court at Udipi may involve a slightly increased expenditure than if it is established at Mangalore in so far as a head-clerk and a probable record keeper may have to be appointed which, however, may not be necessary in Mangalore, where the same

(Contd)

U. A. Pai,
B. Com. (Bom.) A.I.I.B.
MEMBER:
MADRAS LEGISLATIVE ASSEMBLY.

UDIPI, S. K.

head-clerk and record keeper will serve all the Sub-Courts. But, however, I wish, this may not be a deciding factor in the matter of location of the Sub-Court in as much as the increased expenditure under this head will be so negligible when compared with the inconvenience of the public. I need hardly point out to you that in Malabar alone, you have sub-courts at Palghat, Calicut and Tellicherry and at more than one place in many other districts. Udipi is centrally situated for the northern half of South Kanara District comprising of Coondapoor, Udipi and Karkala Taluks. From Coondapoor, it is about 23 miles and from Karkal, it is about 24 miles to Udipi. Udipi is the second biggest town in the District of South Kanara with two out of 3 Scheduled Banks of the District having their Head-quarters here. The place is of growing business importance and natural the need for a Sub-Court nearby has been felt very keenly for some time now. For some reason or other, even the additional Sub-Court is allowed to function at Mangalore itself, with practically no expenditure, greater convenience could have been provided to the public by decentralizing the various Sub-Courts in the District. The volume of civil and criminal work of the dis-

(contd...)

T. A. Pai.
B. Com. (Bom.) A.I.I.B.
MEMBER:
MADRAS LEGISLATIVE ASSEMBLY.

737

UDIPI, S. K.

trict is increasing and I, therefore, request you to see that an early decision is taken in this matter and orders are passed to locate the additional Sub-Court at Udipi in South Kanara District.

Yours faithfully,

(T. ANANT PAI)

Home Department

Memo. No. 1S2788C[51]/52-1 dated 22-8-52.

Courts - Civil - South Kanara Dt. - Appointment of a Second Addl. Sub Judge to the Sub Court, Mangalore - Location of the Court at Udipi.

A copy of the petition dated 16-8-52 from Sri T.A. Pai, M.L.A. on the subject mentioned above is forwarded to the Regr., High Court for very urgent remarks. The attention of the Regr. is in this connection invited to G.O.Ms. 3015, Home, dated 18-8-52 sanctioning the appointment of a Second Addl. Sub Judge to the Sub Court at Mangalore and he is requested if the Judges have no objection, to postpone the opening of the Second Addl. Sub Court at Mangalore till Govt. pass orders on the petition mentioned above.

PJ 21.8.52

To the Regr., High Court, Madras (with a copy of pp. 3-7 c.f.)

77 / Home Deptt

D.O. No. 152788/52-2 dt 5/9/52

Dear Sri Jayarama Ayyar,

Courts - Civil - S. Kanara Dt -
Appointment of a Second Addl. Sub
Judge to the Sub Court, Mangalore.
Location of the Court at Udipi -
Ref: Memo 152788 etc 2/52-1 dt 22.8.52.

I am to request that the remarks of the High Court on the proposal to locate one of the Sub Courts at Udipi may be sent at an early ~~possible~~ date.

Yours sincerely

Sd/-

Note: The draft D.O. above is

Sri R. Jayarama Ayyar M.A.B.L.
Registrar,
High Court

Subd with ref. to D.S's oral instructions
and is for approval:

EV
5/9/52

H.Ct. No. 4 (thick)—5,002—28-11-41.

R.O.C. No. 6310/52-D2.

From Sri R. Jayaram Ayyar, M.A., B.L.,

Registrar of the High Court of Judicature,
Madras.

To

The Secretary to the Government of Madras,
Home Department, Fort St. George.

Dated, Madras, the 6th September 1952

Sir,

Subject: Courts - Civil - South Kanara District - Newly sanctioned temporary Second Additional Sub Judge, Mangalore - Request for location of the Court at Udipi - Remarks forwarded:

Refce.- Home Department's Memorandum No. 152788 Courts-I/52-1 dated 22-8-52.

Since what has been sanctioned in G.O.Ms.No. 3015, Home dated 18-8-1952 is only a temporary Second Addition Sub Judge for the Sub Court, Mangalore to liquidate the heavy arrears in that Court, the Hon'ble the Judges are of the opinion that that officer has naturally to function at Mangal and cannot conveniently function elsewhere. The question is not one of establishing a new Sub Court. In this connection I am to invite a reference to High Court's letter R.O.C.No. 5555/51-D2 dated 31-10-51, forwarding the views of the Hon'ble the Judges that the location of the temporary Second Addition Sub Judge at a place other than Mangalore was not feasible.

2 As for the establishment of an independent Sub Court at Udipi, I am to invite a reference to Home Department letter No. 95616-E/48-2 dated 15-12-48 and letter MS No. 4566 dated

dated 15-11-49 agreeing with the High Court that it is not feasible to establish a Sub Court at Udipi. I am to add that an additional Sub Judge at Udipi will not be half as useful as one at Mangalore.

3 Orders will issue posting a Second Additional Sub Judge on receipt of final decision of Government in the matter which may be expedited.

G. Jayaram
REGISTRAR.

152788/52

2 ctvcpfy

Home Dept. 1/

I

Memo. No. 152788 ctI/52-3 dt 15.9.52

Courts. Sub Court Kanara dt.. Sanction of a Sub Court at Udipi instead of at Mangalore.

Ref:. Correspondence ending with the letter from the Regr.. High Court. Rec. No 6310/52-D2 dt. 6.9.52

The Govt. accept the recommendation of the High Court, ~~for the present~~, that it is not feasible to locate at Udipi the Court of the 2nd. Addl. Sub. Judge newly sanctioned to the Sub. Court, Mangalore. They however consider that the claims of Udipi ~~should~~ may be considered when an addl. court is proposed to be opened permanently ~~at~~ Mangalore. The Regr., High Court may take steps for the opening of the 2nd. addl. Sub. court at Mangalore for the present

15/9/52

To
The Regr., High Court.
Bangalore.

Lr 82

II

Lr. / Ref. No. 1527 dg ctI / 82-4 dt 14-9-82

To. Sri. T. Ananthe Pai, B. com. (Hons.) A.I.I.B., M.L.D.,
Udipi., South Kanara Dt.

Sir,

Courts. civil. South Kanara Dt.. Appointment of a second Addl. Sub. Judge to the Sub. court, Mangalore. Location of the court at Udipi.

Ref:. Your letters to the Minister for Law dt. 16.8.82.

I am to say that the Govt. have carefully considered suggestion contained in your letter cited in the / in consultation with the High court regret that it the court cannot be located at Udipi. at present

4.7.

14-9-82 Dy Spl 15-9-82

13/9/82

13 9 82

N. N. Swamy. B.A., B.L., M.L.A.,
Advocate & Mr. Counsellor, Mangalore.

5/9/32

LEGISLATIVE ASSEMBLY
MADRAS

To
The Hon'ble Minister for Law
Madras.

Home.

Sir,

17-9-32

On professional work, I have been going frequently to Kasaragode ever since my return to Mangalore from Madras after the last Dussehra Session.

17.1.678

Kasaragode Bar is definitely of opinion that a Munsiff's Court at Kasaragode is unnecessary, and the expenditure that may be incurred on that account would be a waste and it had better be avoided.

Kasaragode Law had two Munsiff's Courts when Hosdrug was separated. After that, an additional Court was again established and now, I am told, has been ordered to be installed.

The unanimous opinion of the Bar is that it [illegible] does not warrant

Mr Malallahin of a Third Court.

After all, even on a view of Larger Interests, is a Third Court necessary. The people of Ryan so litigious, same complain of delay or pendency and believe the Slavish never will get their redress. Besides, litigious people never complain of delay in the disposal of their causes. In fact, if one side is desirous of, they will get ready answer; their love for litigation cannot be satiated by despatch however speedy it may be. If their case is speedy, they may not go in for another.

What Govt can have to economise in all ways possible to find money to dispense on absolutely necessary measures which require our immediate attention.

I am bringing this to your notice so that, if matters have not gone out of your hand, as can still be considered and reconsidered, you may be pleased to do so.

I can vouch for the fact that the Karnataka bar is definitely of unanimous opinion against abolition. I too fully with them do not agree with their

Yours faithfully
Visweswaraya

171678 cfs/92

30/9/92

88 Home Deptt.

Endt. No. 171678cfs/92-1 d 24/9/92

Communicated to the Regr., High Court.

for necessy. action.

h 24/9
23.9.92 23/9/92

Regr., High Court Madras

(with a copy of the Govt. order)

Note: Orders sanctioning the addl. court have already issued in Crl. M.P. No. 3016. Home dt. 18.8.92. A copy of the letter may however be communicated to the Regr. High Court.

With reference to 1st cited it is stated that the Kanara Bar Assn., Kaseragod had asked for the location of the 2nd Addl. Sub. court at Kaseragod and the request having negatived.

Office note

Office note may be added to Crl. M.P. No. 3016 of 1992

h dt. 18.8.92
23.9.92

From :-

K. Shankar Rao, B.A., B.L., ADVOCATE,
Secretary, Bar Association, Kasaragod. S.K.
Dated 19-9-1952.

To :-

The Chief Secretary,
Government of Madras,
Fort St. George
Madras.

Sir,

I have the honour to submit herewith a true copy of the resolution of the Bar Association, Kasaragod, S.Kanara, passed unanimously at their meeting held on 19-9-1952, requesting that the Additional Sub-Court sanctioned for South Canara may be kindly ordered to be located at Kasaragod.

The enclosed resolution may be considered and favourable orders may be kindly passed thereon.

Thanking You,

Yours faithfully,

K. Shankar Rao

Secy. Bar. Assn. Kasaragod

17/3/53/24

Enc:

True copy of the resolution passed by the Bar Assn.

True Copy of the resolution passed by the Bar Association Kasaragod, at their meeting held on 19-9-1952.

" Having regard to the fact that nearly 60 per cent of the suits and appeals instituted in the Sub-Court at Mangalore are from the areas within the jurisdiction of the Courts of the Dt. Munsifs of Kasaragod, Hosdurg, and Puttur, this Association resolves to request the Hon'ble High Court of Judicature at Madras and the Govt. of Madras that the Additional Sub-Court sanctioned for South Kanara District may be located at Kasaragod so as to suit the convenience of the litigant public of the areas within the said jurisdictions "

K. Shankar Rao
Secretary, Bar Assn.
K A S A R A G O D.

(True Copy)

9/X/25/9

Home Dept

Lr. Ref. No. D 3167 CT1/72-1 dt 24-9-82

To the Secy. Govt. Assn, Karnataka Govt., Bangalore.

Sir,

Courts - civil: Administration. 2nd Addl. Sub Court at Bangalore location at Karnagod.

Ref: your letter dt. 19-9-82 - fpl sub

I am to say that the Govt have carefully considered the suggestion made in your letter cited and repeat that it cannot be accepted.

24/9/82

23/9/82

Received 10:30 a.m. in the Home Dept

NOTE: It was only recently decided that the 2nd addl. Sub Court sanctioned for Bangalore in Cannot the Govt decided otherwise for this reason that the court is intended to clear off the arrears in the Sub Court, Bangalore. The same reason will apply with equal force to Karnagod also. Draft reply above is for approval.

After issue reply is addressed to Govt Nos 3014 to 3016

23.9.82 Home dt. 18-6-82

23/9/82

T. A. Pai.
B. Com. (Bom.) A.I.I.B.
MEMBER:
MADRAS LEGISLATIVE ASSEMBLY.

Home

92

UDIPI, S. K.

K.D. Letter No. 17-9-52

26th August, 1952

Hon'ble Sri Kutti Krishnan Nair,
Minister for Law,
Government of Madras,
C/o Collector of Malabar,
CALICUT.

Dear Mr. Kutti Krishnan Nair,

I am writing this letter when you are on a tour, because, I have heard that orders have been communicated that the second additional Sub-Court should be located at Mangalore. This would mean 3 sub-courts in all at Mangalore. We had discussed between us that it would be appropriate to have it outside Mangalore - one at least in the northern half of the district and you told me that the matter would receive your best attention. I understand that the additional Sub-Court is only for 6 months and once it is fixed, it may be difficult to change the location thereafter. So I request you to see that the new additional court be directed to be opened at Udipi at this stage only.

With kind regards,

Yours sincerely,

(T. ANANT PAI)

P.S. An early reply is solicited that

Udipi has been selected for the opening of the additional Sub-Court.

7.1.54

Home Dept

The letter overleaf is dated 26.8.52. The M.L.A. has since been informed that it is not possible to locate the sub court at Udipi for the present. cp. p. 82 of ⓝ. No action is necessary on this. Reply lodged added to ⓝ.

Write now drawing attention to that letter

to 23.9.52 EW 23/9/52

23/9/52

Draft letter submd. is for approval

to 25/9/52

M 26/9/52

171677/52

93/Home Dept B

Lr. / Ref. No. 171677 CH I / 52-1 dt 29.9.52

To Sri. T. Ananta Pai, B.Com.(Hons.), A.I.I.B., M.L.A.
Vakil, Sankaranarayana Rao.
(with enclosure)

Sir,

Courts. civil. Apptt. of a 2nd. Addl. Sub. Judge to the Sub. court, Mangalore - location of the court at Vakil

Ref:. your letter to the Minister for Law dt. 26.8.52.

I am to invite attention to my letter. ~~dt~~ No. 15279 CH I / 52. dt. 15.9.52 (copy enclosed for ready reference) in which the decision of the govt. in the above matter was communicated to you

Yours faithfully,

Section Officer

S. Narsapaya, B.A., B.L.
VAKIL.
Member, Madras Legislative Council.

MANGALORE 3.

Home.

27 -- 9 -- 52

K.P. Krishna Nair
3-10-52

TO

The Hon'ble Sri. Kutti Krishna Nair,
Minister for Law
Government of Madras.

170591

Dear Sri. Nair,

I am writing this to you in connection with the proposed posting of an addition sub-Judge to our alredy existing Additional Sub-Court at Mangalore. I learn that the posting which has been sanctioned has been held up due to the Representations from Udipi that the proposed Addit Additional Sub-Judge must be located at Udupi.

While the Posting of an Additional Officer t the existing Court is absolutely essential owing to the heavy pendency the location of the Officer has to be at Mangalore and cannot be at Udupi. The agitation by the Udupi people seems to be witho knowing the fa cts and with the only object of trying to give Udupi importance.

The present sanction is for the po posting of an additional officer to the already existing Court and not for the setting up of an additional Court. The Additional Judge posted will b attached to and will be an Officer of the existing Court at Mangalore and will not have a seperate existence. The existing Additional Court at Mangalo itself is sanctioned temporarily and there is no present proposal for the setting up of a permanent Additional Sub-Court in South Kanara, nor is there any necessity for the same.

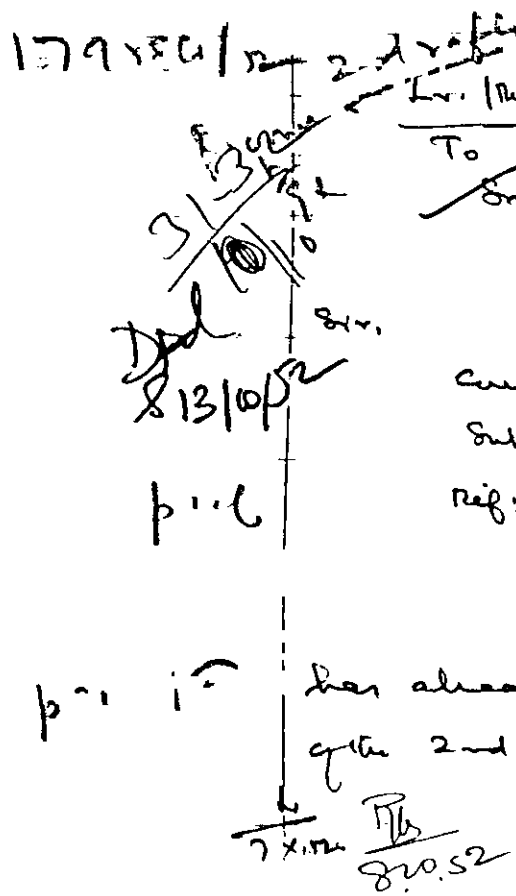
If at all a second additional Sub Court is to be set up it ought to be at Kasargode if not Mangalore as the taluks of Puttur Kasargode have 6 Munsifs coutts at present and account for nearly half the litigation of the district. Udupi can under no circumstances have any claim for the citing of an additional Sub-Court.

I earnestly hope that the orders for the posting of the additional Sub Judge will be kindly passed by the Govt. expeditiously.

Hope you are quite well

Yours sincerely,

Narsapaya



I

Home Dept

Lr. Mfg. 179584/CH-I/52-1 dt 9.10.52.

To

Sri. S. Narayanaya, B.A.B.L., Vakil, M.L.C.,
Mangalore.

Sir,

Sri. S. Kamaraya Rao, Second Addl. Sub. Judge to Sub. court Mangalore. Appointment of.

Ref: your letter to the Minister for Laws dt. 27.9.52.

I am to say that the High court, Madras has already been asked to take steps for the opening of the 2nd. addl. Sub. court at Mangalore.

PS 87-1952

179584/82

II

Home Deptt.

Endt. No 179584 ch I/82-2 dt 9-10-82.

communicated to the Regr., High Court, Madras. with a copy of reply to the M.L.C.

attached herewith.

To Dpdt we 13/10/82.
the Regr., High Court, Madras
(with three copies of plaint and letter enclosed)

Pl forward for 9/10

Pl 8/10/82

Pl 9/10/82

Subject to (D)

Note:- Request to locate the at Udipi or Karkala was added. Both court cases at Mangalore were negatived. The High Court has already been asked to go ahead with the case in the Court at Mangalore. The letter enclosed may be communicated to the Regr., High Court. ~~A reply may also be sent to reply to the M.L.C. Drafts.~~ A reply may also be sent to reply to the M.L.C. Drafts alone as above for approval. After issue may be added in brackets at (D).

Pl 8/10/82

Pl 9/10/82

Pl 8/10/82

Pl 8/10/82

C.No.175150 Cts.I/51)

HOME DEPARTMENT.

Courts - Civil - South Kanara District - Part II Schemes for 1952 - 53 - Appointment of additional Officers.

From the President, The Udipi Bar Association, Udipi, petition dated 25.9.1951.

From the Secretary, Bar Association, Kasaragod, petition dated 29.9.1951.

(Issued as Endt. No. 175150 Cts.I/51-1, Home dated 3.10.51)

From the High Court, R.O.C. No. 5555/51.D2. dated 31.10.1951.

In connection with the Part II Schemes for 1952 - 53, the Hon'ble the Judges recommend the appointment of a second Additional Dt. Munsif to the D.M.C., Kasaragod with the usual staff of 3 clerks (one with shorthand qualification) and 2 peons for a period of nine months from the date on which the additional officer posted takes charge after the reopening of the court after the summer recess, 1952.

2. The Hon'ble the Judges also recommend --

(1) the continuance of the present (first) additional Sub Judge, Mangalore with his staff for a further period of one year from 31.12.51, the date of expiry of the present sanction;

(2) the appointment of a second Additional Sub Judge to the Sub Court, Mangalore with the usual staff of 3 clerks (one with shorthand qualification) and 2 peons from the date of appointment in the current year upto 31.12.1952; and

(3) the appointment of an additional Dt. Munsif to the temporary D.M.C., Hosdrug with the usual staff of 3 clerks (one with shorthand qualification) and 2 peons for a period of one year from the date of appointment in the current year;

The High Court has also stated that, if, as regards the appointment of a second Additional Sub Judge to the Sub Court, Mangalore (item (2) above), Government are not in favour of sanctioning it in the current year due to want

of provision in the budget, the proposal may be included as a Part II Scheme proposal for 1952 - 53 and the appointment may be sanctioned from the date of reopening of the Court after the summer recess, 1952 upto the date of closing of the Court for the summer recess, 1953. As regards the appointment of an additional District Munsif to the temporary D.M.C, Hosdrug, the High Court recommends the appointment in the current year itself as the proposal had to be deferred in December, 1950 for want of suitable accommodation for housing the Additional Court and the accommodation has been secured now. It has also expressed the doubt that the accommodation now said to have been secured may not be available later on if the proposal is delayed. It has also stated that the extra cost involved in these two proposals can be met from the existing appropriation under "27 Administration of Justice - f. (b) Mufassal Civil and Sessions Courts." and that additional appropriation will be applied for later, if necessary. It has also asked the sanction of an additional appropriation of Rs.500/- for the purchase of furniture for the proposed Addl. D.M.C., Hosdrug.

para 2, 10

para 4 ibid

ibid

para 6, 4 B/f

para 7 ibid

It may be mentioned in this connection that the Cabinet recently decided that in view of the difficult ways and means position of the Government, ~~that~~ no new commitments should be made in the current year. Finance Department has been accordingly advising in similar cases that such proposals should be treated as Part II Schemes. It may also be mentioned that in some other connection Finance have stated that there is no reserve for sanctioning any additional appropriation under "27 Administration of Justice" and that the sanction for the same may be asked for when sending proposals for final modifications of funds during Feb. 1952. In the circumstances it xx seems that these two proposals may better be treated as Part II Scheme proposals for 1952 - 53. As regards the continuance of the present (first) Additional Sub Judge, Mangalore beyond 31.12.1951, relevant extracts will be taken and action will be taken separately.

th not put up X

th not put up (Extracts)

PS

Cus

Cus

since taken

C. No. 2032

3. The following statement shows the state of work in the D.M.C., Kasaragod since 1948:-

Year	Original Suits. Instituted.	Disposed.	Disposed N.F.T.	Pending.	Small Cause Suits. Instituted.	Disposed.	Disposed. N.F.T	Pending.
1948	891	892	329	1,102 (467 old)	517	543	83	204 (82 old)
1949	654	529	182	570 (265 old)	406	403	40	87 (36 old)
1950	448	465	164	574 (296 old)	287	283	32	92 (42 old)
19 (upto 31.8.51)	333	343	117	605 (309 old)	206	214	23	84 (30 old
Probable institutions for the whole year (approx)	538				333			

There was an additional District Munsif working in this Court from 3.6.42 till 22.4.49 and again from February 1950 and the present term of the sanction expires on 15.4.1952. It may be seen from the above statement that the institutions under both heads ~~from the year 1950 is steady~~ are heavy and the pendency is heavy. The Dt. Judge, South Kanara reports that on the basis of the present outturn, the pendency of the old original suits ~~and the pendency of original suits as~~ on 1.9.51 will require at least 9 working months for 3 officers to clear off the arrears and accordingly recommends ~~it for~~ the appointment of a second additional District Munsif.

4. The following statement shows the state of work in the Sub Court, Mangalore since 1948:-

4

cp. h13-14

Year	Original Suits. Instituted.	Disposed.	Disposed A.F.T.	Pending.	Appeals. Instituted.	Disposed.	Pending.
1948	173	194	118	159 (30 old)	456	364	288 (54 old)
1949	290	214	117	249 (30 old)	457	295	359 (67 old)
1950	342	258	156	359 (82 old)	432	238	429 (188 old)
1951 (upto 31.7.51)	187	133	65	419 (144 old)	297	122	570 (308 old)
Probable institutions for the whole year (approx)	374				594		

There was an Additional Sub Judge working in this Court since 1943 and the present term of sanction expires on 31.12.1951. The H.C has already proposed its continuance for one more year. It may be seen from the above statement that the institutions under both heads is steadily increasing and the probable number for the whole year is likely to be the highest since 1948. The disposals have been satisfactory. The Dt. Judge, South Kanara has stated that considerable increase in pendency of original suits is noticeable since 1944 and the heavy pendency has persisted in spite of the best efforts of the two officers to reduce the file to the normal. It has been reported that though the proposed enhancement of the pecuniary jurisdiction of the District Munsifs Courts may be expected to reduce the filing in the Sub Court by about 33%, the heavy pendency is not likely to come down for some more years. The Dt. Judge estimates that on the basis of the present outturn of original suits, the present pendency of the original suits will require at least 13 working months for 3 Sub Judges and accordingly recommends the appointment of an additional Sub Judge with the usual staff from the date of reopening of the Court for the summer recess, 1952 upto the date of the closing of the Court for the Summer recess, 1953.

cp- ©/h19-4
G.O. Ms No 21 H
3-
removed in Note

h14 cf

h15 cf

cp- M, h19-4

the High Court in the current year itself and if this not possible, X

cp- h22 p10

5. The following statement shows the state of work in the D.M.C., Hosdrug since 4.6.1949, the date on which the Court was established.

Year	Original Suits. Instituted.	Disposed.	Disposed A.F.T.	Pendency.	Small Cause Suits. Instituted.	Disposed.	Disposed. A.F.T.	Pending.
1949 from .6.49 o 31. 2.49)	* 428	329	125	800 (333 old)	@ 260	221	45	165 (34 old)
1950	776	540	181	963 (352 old)	341	381	74	131 (63 old)
1951 upto 1.8. 1)	467	360	143	1,082 (510 old)	297	261	31	170 (53 old)
robable nstitu-ions for he whole ear approx)	755				480			

* In addition, 701 suits were received by transfer from the D.M.C., Kasarag

@ In addition, 122 suits were received by transfer from the D.M.C., Kasarag

It may be seen from the above statement that the institution under both heads is steady and the pendency on 1.9.51 is the highest since 1949. The disposals have been satisfactory. The Dt. Judge, in view of the heavy institutions and large pendency considers that the appointment of an Additional Officer is absolutely essential. On the basis of the preser outturn of the Original suits, the pendency of 1,082 (510 old) original suits will alone require an additional officer for well over a year irrespective of subsequent institutions.

6. The proposals will have to be examined in the light of the criteria laid down for Part II schemes for 1952 - 53 in G.O. No. 820, Finance, dated 18.7.51. The appointment of the Additional Officers has been recommended by the High Court to reduce the high pendency in the Sub Court, Mangalore and the D.M.Cs at Kasaragod and Hosdrug. As clearance of arrears in Courts of Law is absolutely essential to ensure

C. No. 17515 Ch 51/51

expeditious disposal of cases, the proposal may be deemed to fall under Clause (b) of the Criteria laid down at (N)

For orders whether the recommendation of the High Court as modified by this Department in para 2 at p.2 above may be accepted.

7. The financial effect of the proposal is about Rs.29,700/-. Finance may see for remarks before orders are taken in circulation. The proposal of the High Court has been received in this Department on 2.11.51. Finance may be requested to condone the delay in not sending the proposal to that Department before 31-10-1951.

6/11/51 6/11/51 7/11/51 7/11/51 7/11/51

Finance (Special) Department.

Part II Scheme for 1952-53.

The file relates to the following proposals.-

(1) The appointment of a second additional District Munsiff to the L.M.C. Kasaragod, with the usual staff of 3 clerks (one with short-hand qualification) and 2 peons for a period of nine months from the date on which the officer posted takes charge after the re-opening of the court after summer recess 1952, and

(2) the appointment of a second additional Sub-Judge to the Sub-Court, Mangalore with the usual staff of 3 clerks (one with short-hand qualification) and 2 peons ~~from the date of appointment to the date of closing of the Court for the Summer Recess 1953~~ from the date of reopening of the Court for the Summer Recess 52 upto the date of closing of the Court for the Summer Recess 53 and

(3) Appointment of an additional Dt Mursif to the temporary D.M.C. Hosdrug with the usual staff of 3 clerks (one with short-hand qualification) and two peons for a period of one year from the date of appointment.

The proposals involve an extra expenditure of about Rs. ~~27,300~~ 31,900/- ultimately.

At the outset, it may be pointed out that the last date for the receipt of Part II Scheme in this department is 31-10-1951. The present case has been received in this

PJ Circ
Statement - 3 months
D.M.C.
Dist. Hqrs. 1, 10

A 593.8
137
133.5
82.6
10.6.9X
29783

Circ

Fin.

Home U.O. 17515
Ch 51/51-2
7.11.51

ADDITIONAL DEPUTY SECRETARY
7 NOV 1951
81994
FINANCE DEPARTMENT

para 1 on p1 above

X on p4 above

* from an annual expenditure of Rs 20,900 in 1951-53 to a recurring expenditure of Rs 20,900

A on p2 of Para 6 of Budget Memo (Extn No 5)

Department only on 7-11-1951 and as such it is belated and cannot normally go forward as Part II Scheme for 1952-53.

However, the proposal is examined on merits

The necessity for the additional staff has been examined by Home Dept. in detail as on pp.3-5 above. It may be observed that the pendency in all the courts is heavy and will provide full time work for all the officers. Home Dept. consider that as the clearance of arrears is essential in Courts of Law, the proposal may be deemed to satisfy the criteria (b) detailed in G.O. No.820, Finance, dated 18-7-1951. In the circumstance this department may agree to the proposal going forward as Part II Scheme for 1952-53. Home may be requested to prepare the necessary note on the Part II Scheme.

RR 14.11.51 14.11.51

Fin 15.11.51 Home

HOME DEPARTMENT.

This file deals with the following proposals:-

(1) the appointment of a second additional District Munsif to the D.M.C., Kasargod, with the usual staff of 3 clerks (one with shorthand qualification) and 2 peons for a period of nine months from the date on which the officer posted takes charge after the re-opening of the court after summer recess 1952;

(2) the appointment of a second additional Sub-Judge to the Sub-Court, Mangalore with the usual staff of 3 clerks (one with shorthand qualification) and 2 peons from the date of reopening of the court for the summer recess 1952 upto the date of closing of the court for the summer recess 1953; and

(3) the appointment of an additional Dt. Munsif to the temporary D.M.C., Hosdrug with the usual staff

3 clerks (one with short-hand qualification) and
wo peons for a period of one year from the date of
ppointment.

They have been examined in this Department's notes
t pp.1-6 ante and accepted by Fin. Under the recent
rders of H.M. (E. & L), it is not necessary to circulate
he case to him at this stage. A draft note on the
art II Scheme is submitted for approval. May be
ent to Fin. for acceptance.

ua 22.11.51 22.11.51

23/11/51

A.D.S
Chief Reporter

Fin Home No 175150 Cb 51-3
24/11/51

Finance (Spl)
(Previous Fin. note on pp 6-7 above)
The draft Part II Scheme note below
may be accepted subject to the amendments
indicated in pencil.

26-11-51. 27/11/51

28/11/51

D.S. 28/11/51

Home

Thanks (SE III)

Fin w 87312 Spl/51
28/11/51

Home Department

The pencil entries made by the
Finance in the note have been inted
The draft note may now issue.

29/11/51 29.11.51

30/11/51

(Issued as U.O. No. 175150 Cont 51/51-4, Home, dt 1-12-51)

30 copies of the Part II scheme note
have been sent to Finance with this
Department's

ADDITIONAL DEPUTY SECRETARY TO GOVERNMENT
29 NOV 1951
HOME DEPARTMENT
219236 29-11

ADDITIONAL DEPUTY SECRETARY
SH
26 NOV 1951
87312
FINANCE DEPARTMENT

C.No. 75150 Ch3/51) Department U.O. No. 175150 Courts I/51-4 dated 1-12-1951. This may lie over pending receipt of intimation from Finance communicating final orders of Government approving the Part II schemes

aa 1/12/51 — PJ 3/12/51

✓

p45 cf From the H.C. Roc No 55555/51 D2 d/5/12/57

p49 cf (Joined as memo No 175150 Courts I/51-5 d 19/12/57)

p51 cf From the High Court Roc No 55555/51-D2 d 9/1/52,

ibid The High Court has requested (i) that immediate sanction may be accorded for the appointment of an additional District Munsif at Hosdurg in view of the fact that a large number of cases are pending over one year old and (ii) for information whether the

p52 cf appointment of a II Additional Sub Judge at Mangalore has been treated as Part II Scheme for 1952-1953.

Item 3 page 41 cf 2. The proposal for the appointment of addl. Dt. Munsif at Hosdurg has been treated as a Part II Scheme and the receipt of intimation from the Finance Dept communicating the final orders of the Govt approving the Part II Scheme is awaited. The sanction may be expressed to take effect from 1-4-1952. It does not appear that it would be possible to get a sanction effective from a much earlier date as the matter will have to go before the S.P.C. and the Cabinet.

note above.

It cannot come into effect before 1.4.52 but. PJ

p52 cf 3 Regarding item (2) the High Court may be

We told that the item has been included as a/par in Part II Schemes, 1952-53.

CM 0175150/51

Draft reply is submitted for approval.

PJ 4/2/52 ~~AJS~~

~~Draft~~ as amended
Ack
sd/-

(Issued as memo No 175150 Cts I/51-7 dt 5.2.52) p 5 ante

From the High Court Roc. No 5555/51-D2 dt 19.1.1952. p 6 ante

The High Court has reiterated that a p 55 ante
special provision may be made and sanction
may be accorded for the appointment of
an additional District Munsif at Hosdurg.
The proposal has been included in Part II p 9 ante
Scheme, 1952-53 and the final order of
the Govt approving the Part II Scheme is awaited.
As it will not be possible to accord immediate
sanction the High Court may be told as in the
draft memo below.

A draft memo submitted below is for approval.

PJ 28/2/52 PJ 25.2.52

PJ 25/2/52 ~~AJS~~

Sir may be
Ack
sd/-

Sir

Finance (B.G).

(Previous Finance note on p 8 ante). Home No 175150 Cts I/51-7

The draft memo below may be perused and
~~the case returned to Home dept~~.

26/2/52.

p 57 ante

With reference to K in the draft
memo. it is submitted that
all the Part II Schemes will be
Considered by the new Ministry

RECEIVED
06 FEB 1952
ADVANCE DEPARTMENT

27.2.52 Sir 27.2.52

afts it is formed and such of the schemes as are selected by them will be incorporated in the Budget for 1952-3 to be presented to the new legislature Orders on the Part II schemes can be issued only after the ~~Budget Estimates for 1952-3 is passed by the~~ approved by both the Houses. All this may take about three to four months. It is for Home to consider whether the present proposal may wait till then or it is so urgent that it needs sanction at once, as desired by the High Court, in which case the shortcut procedure which is followed.

DS
28282

DS
29/2/52
Home

38157
3/3
CODE DEPARTMENT

file 13215 RC/52
3/3/52

Summarising note Home (Cts.I) Department

In connection with the Part II Schemes for 1952-53 the Hon. the Judges of the High Court recommended along with other proposals the appointment of an Addl. Dt. Munsif in the temporary ~~Dist.C~~ District Munsif Court. Hosdrug with the usual staff of 3 clerks (one with shorthand qualification) and two peons for a period of one year from the date of appointment in the current year, itself as the proposal had been deferred in December 1950 for want of suitable accommodation for housing the Addl. Court and the accommodation has been secured. ~~It has also asked the sanction of an addl. appropriation of Rs.500/ for the purchase of furniture for the proposed Addl. District Munsif Court Hosdrug.~~

2. In view of the decision of the Cabinet that no new commitments should be made in the current year

for the reason of difficult ways and means of the Govt, the proposal was included in Part II Scheme, 1952 - 53. The High Court has now reiterated that special provision may be made and sanction may be accorded from 1.3.52 so that a good bit progress may be made before the closing of the Court for summer recess, 1952.

3 The Fin. Department have stated that orders on Part II Schemes can be issued only after the ~~Appn.~~ Appropriation Act on the Budget Estimates for 1952 - 53 is passed by both houses and that ~~all~~ this may take about three to four months. ~~In view of the urgency which the High Court presses in the matter~~, the short-circuit procedure ~~suggested by them~~ may be ~~accepted~~. 4 The following statement shows the state of work in the ~~D.M.C.~~ District Munsif Court, Hosdrug since 4.6.1949 the date on which the Court was established.

Year	Original Suits. Instituted.	Disposed.	Disposed A.F.T.	Pending.	Small Cause Suits. Instituted.	Disposed.	Disposed A.F.T.	Pending.
1949 (from 4.6.49 to 31.12.49)	* 428	329	125	800 (333 old)	@ 260	221	45	165 (34 old)
1950	776	540	181	963 (352 old)	341	381	74	131 (63 old)
1951 (upto 31.8.51)	467	360	143	1082 (510 old)	297	261	31	170 (53 old)
Probable institutions for the whole year (approx)	755				480			

* In addition, 701 suits were received by transfer from the D.M.C., Kasaragod.

@ In addition, 122 suits were received by transfer from the D.M.C., Kasaragod.

It may be seen from the above statement that the institutions ~~ma~~ under both heads is steady and the pendency on 1.9.51 was the highest since 1949. In view o the heavy institutions and pendency it is submitted for consideration whether the proposal of the High Court for the employment of Addl. ~~D.M.C.~~ District Munsif. together with the

staff of three lower division clerks (one with short-hand qualification) and two peons may be sanctioned urgently waiving the reference to the Standing Finance Committee and Cabinet and adopting a short circuit procedure. If so orders may issue after approval by H.M. (L. R), H.M. (Agri) and H.C.M. and a summarising note circulated to the other H.Ms., the C.S. and the Fin. Secy. simultaneously.

May be sanctioned now with out being treated as Part-II scheme in view of High Court's letter dt- 25-2-52

7/3/1952 7.3.52

8/3/52

This proposal was treated as a Part II Scheme for 1952-53 for the reason that the Cabinet has decided that no new commitments should be made in the current year. It will however be seen from the Finance Dept.'s note on p.11 ante, that orders on Part II Schemes may not issue for three or four months to come. In view of that, and of the fact that the High Court has asked for orders atleast from the 1st March 1952, this proposal may be sanctioned now adopting the "Short Circuit Procedure".

10/3/52

H.M.(L.R.)
H.M.(Agri)
H.C.M.

If sanctioned now, is there prospects at all possible as the Court would be one for closure for the Summer Vac soon?

11/3

Sub. The Summer vacation is likely to begin in the 2nd week of May.

Intimation from D.J. Srinagar received. D.J. Srinagar informed vide No. 1215 52.

14

Allowing a week for orders to issue hence and about 10 days for the H.C., to issue posting orders etc., the Court may be expected to begin to function from 1st April '52 and have about 6 weeks before the vacation during which period ~~about~~ it may be expected to dispose of 60 original suits and 10 S.C. suits, ~~which is a~~ very small fraction of the pendency.

RJ 12-3-52.

PJ 17/3/52

~~A.D.J~~

WR 17/3/52

10.000 ... and 170 ... 51-2 ...

Why not therefore create the additional Court quite as well after the Summer Vac

RJ 17/3

In view of Secy's note above, it is submitted for orders whether the High Court may be told that the question of sanctioning an additional Dt. Munsiff for Hosdrug is being deferred till after the Summer recess as the Government do not consider that much progress could be made before the closure of the Court for the summer recess, 1952. Draft submitted.

WR

(After issue this may lie over till 15.5.52 when the question of sanctioning the Court from the reopening date may be taken up.)

17/3/52 RJ 17.3.52

PJ 18/3/52

~~A.D.J~~

WR 19/3/52

Issued on memo No. 17515 dt. 18-3-52 dated 19/3/52

PS 9/4

CWC 17510/52/R Please see the G.O. orders on pleadings
In view of the fact that the appointment
of Addl Dt. Munsif, Hosdurg, included
in Part II Scheme has been approved in
the Cabinet no action is called for.
This may lie over till the receipt
of final order from Finance approving
Part II Scheme.

Can be sanctioned only after the Budget is passed. Draft may be kept ready.

PJ an incident ground 24/5/52

RS 24/5/52

PJ 25/5/52

~~A.D.S~~

RS 26/5/52

~~Now Part II Scheme~~ The proposals for the appointment of (1) a Second addl. Dt. Munsif to the Dt. Munsif's court at Kasaragod, (ii) a Second addl. Sub. Judge to the Sub. court at Mangalore and (iii) an addl. Dt. Munsif to the Dt. Munsif's court, Hosdurg which was treated as Part II Scheme for 1952-53 work necessary. Draft G.O. have been approved by the Cabinet. The Budget for 52-53 has since been passed by the Assembly. Orders may now issue sanctioning the proposals. A draft order is submitted for approval.

Finance may see before issue.

12.8.52 EV 14/8/52

PJ 12/8/52

A.D.S Should this not await the orders of H(Law) in another file in which the list of all additional Courts sanctioned as part of Scheme of 1952-53 has been put up for orders?

RS 14/8/52.

ADS' query on p15 ante..

Draft ~~accepted~~ will be held up & will not be issued until M (Law) agrees in the other cases, that sanction may be accorded as provided in Part II Schemes. Meanwhile the draft may be sent to Fin for acceptance.

PS 13/8/52 ADS.

13/8

FIN.

Home no 1751 Sec 5/51-
13/8/52

Finance (ED)

(Previous Finance note on pages 10-11 above)

The draft orders put up below may be accepted and the file returned to Home D. The scheme was approved by the Cabinet - vide item 19 on page 131 of Budget Memo 1952 53]

ADDITIONAL DEPUTY SECRETARY TO GOVERNMENT
ED
13 AUG 1952
59979
FINANCE DEPARTMENT

Spl

14.8.52 Fin 14/8/52 Home

DS
Hem

Fin No 59979/ED/52
14-8-52

M. (Law) has since ordered that orders sanctioning the addl. courts may issue except in the courts at Chingleput and addl. courts in the Malabar dt. (may issue) one drafts order below which have been accepted by Fin. may now issue.

18/8 Fin 18/8/52

PS 18/8/52

(Journal Cr. Regs. No. 3014-16 Home dt. 18.8.52.)

152785/52

Home (Cts.I) Department

COURTS - South Kanara Dt. - Sanction of a Sub Court at Udipi instead of at Mangalore.

From Sri T.A. Pai, M.L.A., dated 16-8-52

Home.

This point has to be examined in view of the Convenience of the general public.

K.P.K.N.
20-8-52.

A.D.S.

Pl. examine this urgently. I think orders are under issue. Hence the need to act quickly.

O.P.
20-8.

Please see the letter from Sri T.A.Pai, M.L.A. on p. 1 c.f. and the orders of M.(Law) and Secy extracted above. The request of the M.L.A. is that one of the Sub Courts should be located at Udipi instead of at Mangalore. There are at present one Principal Subordinate Judge's Court and one Addl. Sub Court at Mangalore. The sanction for the latter expires on 31-12-52. A second additional Sub Court at Mangalore, the proposal for which was treated as Part II Scheme for 1952-53, has just been sanctioned and orders have been issued in G.O.Ms. No. 3015, Home, dated 18-8-52.

2. The question of establishing the new Sub Court at Udipi instead of at Mangalore was raised by the Bar Association, Udipi in September 1951. The reasons urged by them in support of the request were:-

(i) that it was difficult for the litigants from the Coondapur, Udipi and Karkala taluks to travel to Mangalore especially during the raining seasons as they had to cross many rivers or take a more circuitous and costly route and as sufficient transport facilities are lacking.

(ii) that Udipi is the second biggest town

in the district; and is the only other Municipality besides Mangalore, that it is the seat of a Dt. Munsif's Court, a Sub Magistrate's Court, a Special First Class Magistrate's Court, the taluk office, the Sub Registrar's office, an Arts College, a Sanskrit College, 13 High Schools and the headquarters of the biggest twenty mutts of the State and of several Banking and Insurance companies, that a Medical College is proposed for the place and that the development of the Malpe harbour would give additional work to the Law Courts.

(iii) that though the present volume of work in the taluks may not be considerable owing to lack of facilities yet there would be sufficient work for the new court for the following reasons:

(1) with the passing of the Aliyasantana Act a crop of suits under the Act would be filed in the Sub Court instead of in Dt. Munsif's Court on account of the high jurisdictional value and restrictions.

(2) Appeals, executions and application under the Madras Buildings (Lease and Rent) Control Act and Madras Hindu (Bigamy Prevention and Divorce) Act, would be filed in the Sub Court.

(iv) that the volume of civil and criminal work will be more than sufficient for the court.

(v) that the location of the Sub Court at Udipi will not result in additional expenditure to Govt. in the matter of the building as the court may be located in the present Dt. Munsif's Court.

The High Court which was consulted on the suggestion of the Bar Association however stated that the Second Addl. Sub Court at Mangalore was for clearing the arrears in the sub courts at the place and that the establishment of a separate court at a different place was not feasible. The recommendation of the High Court was accepted by Govt. and orders were accordingly issued in G.O.No.3015, Home, dated 18-8-52 sanctioning a Second Addl. Sub Court at Mangalore from the date on which the officer posted takes charge upto

1527 2/52

the closing of the Court for the summer recess, 1953.

3. It will be seen from the present petition on pp. 3-7 c.f. that the M.L.A. has not now urged any new point except that he has stated in a general way that the civil and criminal work in the district is increasing and that the need for a Sub Court at Udipi has been very keenly felt for some time ~~section~~ now. He has also stated that the establishment of the Sub Court at Udipi will involve a slightly increased expenditure to Govt. in so far as a head clerk and a record keeper may have to be appointed.

1. p 3-5

4. It will be seen that all the points urged by the M.L.A. were before the High Court when they recommended the establishment of a 2nd Addl. Sub Court at Mangalore. As the new Addl. Sub Court at Mangalore is reported to be for the purpose of the disposal of the arrears in the existing courts, the High Court may not agree to the shifting of the Court to Udipi. It is however for orders whether a copy of the letter on pp. 3-7 c.f. may be forwarded to the High Court for their remarks and they may also at the same time be requested, if the Judges have no objection, to postpone the opening of the 2nd Addl. Sub Court sanctioned in G.O. No. 3015, Home, dated 18-8-52 until further orders. Subject to orders a draft memo. is submitted for approval.

para 3, p. 016 (N)

pp 64-67 (N)

PJ

21.8.52 EW 21/8/52 21.8.52 A PJ

A 21/8/52

~~Please see the page~~

The remarks of H.C. may again be invited and they asked not to proceed with establishing the 2nd Addl Sub Court at Mangalore till further orders from Govt. There seems to be a case for opening the 2nd Addl Sub Court at ~~Mangalore~~ Udipi.

1527 | 52

as though it is being created to clear arrears in Mangalore Sub. Court, the litigation & suits might be in M/o persons & plead all over the District and it may even facilitate future filing of suits if located at Udipi. This may be further examined on receipt of reply from High Court. Issue of draft Memo may be approved.

18/9/52

6/9/52

(Issued as Memo. No. 152788 Cts.I/52-1,Home, d. 22-8-52)
(Issued as D.O. No. 152788 Cts.I/52-2, Home, d. 5-9-52)
From the High Court Roc.No. 6310/52-D2., d. 6-9-52

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XX 1. This file deals with the representation of Sri T.A.Pai, M.L.A. that one of the Sub Courts at Mangalore may be located at Udipi. There are at present one Principal Sub Judge's Court and one additional Sub Court at Mangalore. The existing sanction for the latter expires on 31-12-52. A second additional Sub Court has also been sanctioned to the place in G.O.No. 3015, Home, dated 18-8-52. The High Court has however been asked to postpone the opening of the 2nd additional Sub Court at Mangalore until Govt. pass orders on the representation of Sri T.A.Pai.

2. The agitation for the location of a

Sub Court at Udipi dates back from 1948. In September 1948 the Canara Industrial and Banking Syndicate Ltd., Udipi requested that a permanent Sub Court might be established at Udipi. The High Court then stated that the work in the district did not warrant the establishment of another Sub Court and that as the Addl. Sub Judge, at Mangalore would not be continued for long it was not considered feasible to establish a Sub Court at Udipi. The Govt. accepted the views of the High Court.

3. Subsequently the President, Bar Association Udipi requested the establishment of a Sub Court at Udipi. On this representation also the High Court stated that as already pointed out by it, the establishment of a Sub Court at Udipi was not feasible. The Govt. agreed with the High Court. Again in July 49 the Bar Association, Udipi requested that a permanent Sub Court may be located at Udipi. The reasons urged in support of the request were:-

(1) that the addl. Sub Court at Mangalore had been functioning for the past several years.

(2) that the litigant public of the Coondapoor Division comprising the three taluks of Udipi, Coondapoor and Karkal were put to great hardship in having to go over to Mangalore Sub Court crossing heavily flooded rivers and having no adequate travel facilities;

(3) that the civil and criminal work from the Coondapoor Division was considerable;

(4) the work of the Sub Court would increase consequent on the Aliyasantana Act which had been recently passed;

(5) that Udipi, a centrally situated and rapidly growing Municipal town, besides having a D.M.C., a taluk office, a Sub Magistrate's Court, a Spl. Ist Class Magistrate's Court, Sub Registrar's Office etc. was the head quarters of 8 mutts and several Banking and Insurance concerns; that there was a Sanskrit College, an Arts College, seven High Schools

and two Govt. Training Schools; and

(6) that the Malpe Harbour was likely to be developed into a major port.

4. The Dt. Judge reported that the proposal might be deferred for the time being for the following reasons:

(1) the volume of work contributed by the three northern taluks of Coondapur, Udipi, and Karkal would hardly justify the location of a separate court at Udipi for those three taluks alone.

(2) it would be premature to say anything with regard to the anticipated increased in the volume of original work in the sub court on account of the Aliyasanthana Act, and the wiser course would be to wait for a year and watch how far the volume of sub court litigation is actually increased by reason of this new legislation before any far reaching change is divided upon; and

(3) though the location of a sub court at Udipi would be calculated to increase the conveniences of the public of the Coondapur and Udipi taluks, the same cannot be said of the litigant public of the Karkal taluk, a good portion of which may be equidistant from both Udipi and Mangalore.

The Dt. Judge had added that the question whether or not a sub court should be established at Udipi as a permanent measure in the place of an additional sub Judge functioning in the Sub Court of Mangalore may be deferred for detailed examination at the end of one year from ~~now~~ then so that it might be known in the meantime how far the new Aliyasanthana Act would increase the volume of work in the Sub Court particularly from the northern taluks of Coondapur, Udipi, and Karkal.

The Hon. Judges endorsed the remarks of the Dt. Judge and stated that the question of establishing a sub court at Udipi might be deferred for the time being. The High Court's recommendation was accepted by Govt.

5. When the proposals for sanctioning a 2nd Addl. Sub Court was being considered in 1951, the question of establishing it at Udipi instead of at Mangalore was again raised by the Bar Association, Udipi in Sep. 51. Besides reiterating the reasons previously urged by them and referred to in para 3 on pp 5-6 ante the Association urged the following points also:

I. That though the present volume of work in the taluks may not be considerable owing to lack of facilities yet there would be sufficient work for the new court for the following reasons:

(1) with the passing of the Aliyasantana Act a crop of suits under the Act would be filed in the Sub Court instead of in the Dt. Munsif's Court on account of the high jurisdictional value and restrictions.

(2) Appeals, executions and applications und the Madras Buildings (Lease and Rent) Control Act and Madras Hindu (bigamy Prevention and Divorce) Act, would be filed in the Sub Court.

II. that the volume of civil and criminal work will be more than sufficient for the court

III. that the location of the Sub Court at Udipi will not result in additional expenditure to Govt. in the matter of the building as the court may be located in the present Dt. Munsif's Court.

6. In his present petition the M.L.A. has not urged any new point except that he has stated in a general way that the civil and criminal work in the district is increasing and that the need for a Sub Court at Udipi has been very keenly felt for some time now. He has also stated that the establishment of the Sub Court at Udipi will involve a slightly increased expenditure to Govt. in so far as a head clerk and a record keeper may have to be appointed. The High Court has now reiterated its previous view that the 2nd additional Sub Court sanctioned for Mangalore is to liquidate the arrears in

that court, that the officer naturally has to function at Mangalore and cannot conveniently function elsewhere, that the question is not one of establishing a new Sub Court and that the location of the Sub Judge at a place other than Mangalore is not feasible. The High Court has also referred to its recommendation in 1949 that the question of establishing a Sub Court at Udipi might be deferred for the time being and has stated that an additional Sub Judge at Udipi will not be half as useful as one at Mangalore. The High Court has not however given any statistics regarding the volume of suits and appeals from these three northern taluks of the District to assess whether there would be sufficient work for a Sub Court at Udipi. Apparently it is satisfied that there won't be enough work.

8. It will be seen from para 4 above that the location of a Sub Court at Udipi would increase the convenience of the public of Condapur and Udipi taluks though the same cannot be said of the public of Karkala as a good portion of that taluk is more or less equidistant from Udipi and Mangalore. Attention is invited to D.S.'s note at A on pp. 3-4 ante where in it has been stated that ~~this~~ there is a case for opening the 2nd Addl. Sub Court at Udipi, that though it is being created to clear off arrears in Mangalore Sub Court, the litigation and suits might be in respect of persons spread all over the district and that it may even facilitate future filing of suits, if located at Udipi.

9. In the circumstances the file may be circulated to M.(Law) for orders whether the High Court's view that it is not feasible to locate at Udipi the 2nd Addl. Sub Court sanctioned for Mangalore will be accepted.

PJ 10/9/52 DS

9/9/52

Note from XX on ~~the~~ page 4 ante may be perused. High Court have re-iterated

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~~Their previous view that~~ the addl Sub-Court ~~is best~~ be located at Mangalore. (P See para 8 above) ~~Since~~ Though the addl Court is being created to clear off arrears, it may be noted that the litigation itself may be in No people and property all over the district and the location of Sub-Court at UDIPI may even facilitate future filing of suits once the arrears are cleared. It is for orders whether the addl Court be located at Mangalore as recommended by High Court or at UDIPI in view of X above and in response to persistent demand from the public.

Chandu
11/9/52

S.

I think the High Court's recommendation may be accepted for the present. When an addl Court is proposed to be opened permanently we can then consider the claims of Udipi

T. Sukhadeo
11.9.52

M (Law) K.P. Kuriakose
12-9-52

SECRETARIAT TO GOVERNMENT
12 SEP 1952
HOME DEPARTMENT

GOVERNMENT OF MADRAS
12 SEP 1952
HOME DEPARTMENT

Please see the orders in circulation overleaf. The High Court and the M.L.A. may be informed accordingly. Two drafts are subd. for approval.

3.9.52 13/9/52

13.9.52

13/9/52

(Secretary, Revenue No. 15278 dt. 12-8 of 15-9-52)

(" Dy. Mfg. No. 15278 dt. 12-6 of 15-9-52